

(Published in *The Derby Informer* October 18, 2006.)

ORDINANCE NO. 1862

**AN ORDINANCE INCLUDING AND INCORPORATING CERTAIN  
LAND WITHIN THE LIMITS AND BOUNDARIES OF THE CITY OF  
DERBY, KANSAS**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DERBY,  
KANSAS:**

**SECTION 1.** All of the parcels, pieces, and tracts of land within and including the following properties shall be and are hereby annexed and brought within the corporate limits of the City of Derby, Sedgwick County, Kansas:

**Parcel No. 1**

Beginning at a point 893.3 feet south of the NW corner, SW 1/4, Section 25, Township 28 South, Range 1 East of the 6<sup>th</sup> Principal Meridian, Sedgwick County, Kansas, said point being 50 feet east of the NE corner Lot 1, Block A, MID-STATES OF DERBY ADDITION; thence west along the extended N line and N line of said Lot 1, 250.93 feet to the NW corner thereof; thence southeasterly on the W line of said Lot 1, a distance of 954.34 feet to the SW Corner thereof; thence northeasterly with a deflection angle to the left of 90°14'15" a distance of 51.75 feet to the west line of said SW 1/4; thence north along said west line 459.96 feet; thence perpendicular to said west line a distance of 745 feet; thence north, parallel with said west line a distance of 300 feet; thence west, perpendicular to said west line a distance of 745 feet to the west line of said SW 1/4; thence north along said west line, a distance of 163.11 feet to the point of beginning.

**Parcel No. 2**

Beginning at a point 724.14 feet east and 60 feet south of the NW corner NE 1/4, Section 31, Township 28 South, Range 2E of the 6<sup>th</sup> Principal Meridian, Sedgwick County, Kansas; thence bearing S 01°02'38" E, a distance of 137.70 feet; thence bearing N 90°00'00" W, a distance of 235.95 feet; thence bearing N 01°02'38" W, a distance of 32.67 feet; thence bearing N 90°00'00" W, a distance of 29.20 feet; thence bearing N 00°00'00" W, a distance of 105 feet; thence bearing N 90°00'00" E, parallel with and 60 feet south of the north line NE 1/4 to the point of beginning.

**Parcel No. 3**

All of CALVARY BAPTIST CHURCH 2<sup>ND</sup> ADDITION, Sedgwick County, Kansas.

## Parcel No. 5

Beginning at the SE Corner of the N  $\frac{1}{2}$ , SE  $\frac{1}{4}$ , Section 18, T29S, R2E of the 6<sup>th</sup> Principal Meridian, Sedgwick County, Kansas; thence north on the E line of said N  $\frac{1}{2}$ , SE  $\frac{1}{4}$ , to the NE Corner thereof; thence west on the N line of said N  $\frac{1}{2}$ , SE  $\frac{1}{4}$ , 251.6 feet to the SE Corner of Lot 7, PRAIRIE ACRES, Sedgwick County, Kansas; thence north on the east line of said Lot 7, a distance of 206.54 feet to a point on the south line of Rockhill Ct.; thence east on said S line, a distance of 201.6 feet to a point 80 feet south of the SE Corner of Lot 6, said PRAIRIE ACRES; thence north to the NE Corner said Lot 6; thence west on the north line of said Lot 6, 10 feet; thence north parallel with the E line of the NE  $\frac{1}{4}$ , Sec. 18, 387.07 feet; thence east parallel with the S line of said NE  $\frac{1}{4}$ , 60 feet to a point on the E line of said NE  $\frac{1}{4}$ , 876.61 feet north of the SE Corner thereof; thence north on the E line of said NE  $\frac{1}{4}$ , 673.58 feet, more or less, to a point 1108.1 feet south of the NE Corner of said NE  $\frac{1}{4}$ ; thence west parallel with the north line of said NE  $\frac{1}{4}$ , 275.00 feet; thence S 65°53'20"W, 155.29 feet, more or less, to a point on a curve to the right; thence northerly along said curve having a central angle of 150°14'38" and a radius of 545 feet, an arc distance of 145 feet, (having a chord length of 144.57 feet bearing N 07°37'19" W) to the PT (point of tangency); thence N 00°00'00" E parallel with the E line of said NE  $\frac{1}{4}$ , 130 feet; thence S 88°08'05" W, parallel with the N line of said NE  $\frac{1}{4}$ , 380.73 feet to a point on the E line of PRAIRIE ACRES SECOND, Sedgwick County, Kansas; thence N 00°0'0" W on the E line of said PRAIRIE ACRES SECOND, parallel with the E line of said NE  $\frac{1}{4}$ , to the NE Corner of Lot 1, Block 1, PRAIRIE ACRES SECOND; thence north 27.5 feet; thence east parallel with and 22.5 feet from the N line of said Sec. 18, 417.42 feet, more or less, to a point 399.31 feet west of the E line of said Sec. 18; thence south 7.5 feet; thence east parallel with and 30 feet from the N line of said Sec. 18, 208.71 feet; thence south 45 feet to the NW Corner of Lot 1, TANGLEWOOD CHURCH OF CHRIST ADDITION, Sedgwick County, Kansas; thence south on the W line of said Lot 1, 133.71 feet; thence west on the line of said Lot 1, 208.71 feet; thence south on the W line of said Lot 1, 412.29 feet to the SW Corner thereof; thence east on the S line of said Lot 1, 339.31 feet to the SE Corner thereof; thence north on the E line of said Lot 1, being on the west right-of-way line of Rock Road, 546 feet to the NE Corner thereof; thence east parallel with the N line of said Sec. 18, 150 feet, more or less, to the east right-of-way line of Rock Road, being 50 feet east of the centerline of Rock Road, and 75 feet east of the west line of Sec. 17, T29S, R2E; thence south along E right-of-way to a point that is 1826.51 feet north and 75 feet east of the SW corner, NW  $\frac{1}{4}$  said Section 17; thence southeasterly to a point that is 1726.51 north and 80 feet east of said SW corner; thence south, parallel and 80 feet east of the west line said NW  $\frac{1}{4}$  a distance of 500.65 feet to a point that is 1225.86 feet north and 80 feet east of said SW corner; thence southwesterly to a point that is 1125.91 feet north and 75 feet east of said SW corner; thence south, parallel and 75 feet east of west line said NW  $\frac{1}{4}$ ; to a point on the south line NW  $\frac{1}{4}$ , said point also being 75 feet east of the NW corner, SW  $\frac{1}{4}$ , Section 17; thence south, parallel and 75 feet east of the west line said SW  $\frac{1}{4}$ ; to a point 74.23 feet south and 75 feet east of said NW corner; thence southwesterly to a point that is 174.18 feet south and 70 feet east of the said west line SW  $\frac{1}{4}$ ; thence south, parallel and 70 feet east of the west line of said SW  $\frac{1}{4}$ , a distance of 400.03 feet to a point that is to a point 574.21 feet south and 70 feet east of said NW corner; thence southwesterly, to a point that is 674.10 feet south and 60 feet east of said NW corner; thence south, parallel and 60 feet east of the west line of said SW  $\frac{1}{4}$ , a distance of 500.03 feet to a point that is 1174.13 feet south and 60 feet east of said NW corner; thence southwesterly to a point that is 1274.02 feet south and 50 feet south of said NW corner;

thence south, parallel and 50 feet east of the west line, said SW  $\frac{1}{4}$  to the south line NW  $\frac{1}{4}$ , SW  $\frac{1}{4}$ , said Section 17; thence west 50 feet to point of beginning.

**Parcel No. 6**

Beginning at a point 1,015 feet south of the NW Corner, SW  $\frac{1}{4}$ , Section 18, Township 29 South, Range 2E of the 6<sup>th</sup> Principal Meridian, Sedgwick County, Kansas; thence east along the south line of Madapalla Court as platted in FARBOROUGH ESTATES, Sedgwick County, Kansas, a distance of 348.53 feet to the northwest corner of Lot 5, Farborough Estates; thence south along west line of said Lot 5 a distance of 250 feet to the SW Corner of said Lot 5; thence west, parallel with the south line of Madapalla Court, a distance of 348.53 feet to the west line of said SW  $\frac{1}{4}$ ; thence north along said west line a distance of 250 feet to the point of beginning EXCEPT the west 30 feet thereof used for roads.

**Parcel No. 7**

Beginning at a point on the west edge of pavement of Nelson Drive (State Highway K-15 Frontage Road) and 75 feet South of the N line of Sec. 1, T29S, R1E of the 6<sup>th</sup> Principal Meridian, Derby, Sedgwick County, Kansas; thence southerly on said westerly edge of pavement to a point on the S line extended of NELSON'S 2<sup>ND</sup> CRESTVIEW ADDITION; thence west on the S line extended of said NELSON'S 2<sup>ND</sup> CRESTVIEW ADDITION to the easterly right-of-way line of the Atchison, Topeka & Santa Fe Railroad; thence southeasterly on said Railroad right-of-way to the N line of the TOWN OF EL PASO, now Derby, Kansas; thence west on said N line, to the westerly right-of-way line of the Atchison, Topeka & Santa Fe Railroad; thence northwesterly on said Railroad right-of-way to a point 594.15 feet south of the N line of the E  $\frac{1}{2}$ , SW  $\frac{1}{4}$ , Sec. 1, T29S, R1E of the 6<sup>th</sup> PM; thence west parallel with, and 594.15 feet south of, the N line of said E  $\frac{1}{2}$ , SW  $\frac{1}{4}$ , to a point 30 feet east of the W line of said E  $\frac{1}{2}$ , SW  $\frac{1}{4}$ ; thence north, parallel with and 30 feet east of the west line, E  $\frac{1}{2}$ , SW  $\frac{1}{4}$  and E  $\frac{1}{2}$ , NW  $\frac{1}{4}$ , to a point 30 feet east and 1257.15 feet south of the NE Corner, SW  $\frac{1}{4}$ , NW  $\frac{1}{4}$ , said Section 1; thence west 30 feet to the east line of said SW  $\frac{1}{4}$ , NW  $\frac{1}{4}$ ; thence N along said E line to the SE Corner, NW  $\frac{1}{4}$ , NW  $\frac{1}{4}$ , said Section 1; thence west 30 feet to the SE Corner of Lot 1, Block A, SLEEPY HOLLOW FARM ADDITION, Sedgwick County, Kansas; thence north on the E line of said Lot 1, being the west right-of-way line of McIntosh Road, a distance of 24.4 feet; thence continuing on said W right-of-way and extended W right-of-way line, with a deflection angle left of 120°30', a distance of 1362.17 feet, more or less; to a point on the N line of Meadowlark Rd., thence E on said N line 61.41 feet, more or less, to the SE Corner, Reserve "B", HEAVENERS FIRST SUBDIVISION, being on the westerly right-of-way line of the AT&SF Railroad, thence Southeasterly on said right-of-way line to a point 75 feet S of the N line said Sec. 1; thence E to the point of beginning.

**Parcel No. 8**

Lot 1, Block A, SEWELL 2<sup>ND</sup> ADDITION, Sedgwick County, Kansas.


**Parcel No. 9**

Lot 1 and the southerly 145 feet of Lot 2, Block 1, BERGMAN-MIZE ADDITION, Sedgwick County, Kansas.

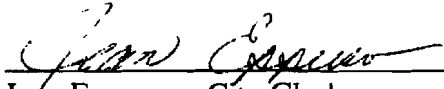
**SECTION 2.** If any part of parts of this Ordinance shall be held invalid, such invalidity shall not affect the validity of the remaining parts of this Ordinance. The Governing Body hereby declares that it would have passed the remaining parts of this Ordinance if it had known that such other part or parts hereof would be declared invalid.

**SECTION 3.** This Ordinance shall take effect and be in full force and effect from and after its passage and publication once in the official City newspaper.

**ADOPTED BY THE GOVERNING BODY** of the City of Derby, Kansas, this 10th day of October, 2006.

  
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Dion P. Avello, Mayor

ATTEST:

  
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Jean Epperson, City Clerk