

ORDINANCE NO. 2213

AN ORDINANCE INCLUDING, INCORPORATING, AND ANNEXING CERTAIN LAND INTO THE LIMITS AND BOUNDARIES OF THE CITY OF DERBY, KANSAS.

WHEREAS, the governing body of the City of Derby, Kansas ("City") announced its intention to consider annexation of certain real property adjoining and lying within or mainly within the City by adoption of its resolution no. 56-2014 on September 23, 2014; and

WHEREAS, said resolution fixed November 25, 2014 at 6:30 p.m. as the date and time for a public hearing on such proposed annexation before the governing body of the City and notice thereof was mailed to interested parties and published as required by law; and

WHEREAS, such public hearing was conducted on November 25, 2014 and all parties present at such meeting and interested in the proposed annexation were heard by the governing body of the City;

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

SECTION 1. That the following-described real estate is hereby included, incorporated, annexed, and brought within the corporate limits of the City of Derby, Sedgwick County, Kansas, pursuant to K.S.A. 12-520, as amended, and other relevant authority:

Beginning at a Point 2335.59 feet North of the Southeast Corner of Government Lot 1 in the Southwest Quarter of Section 1, Township 29 South, Range 1 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence West 520.00 feet; thence Northwesterly 377.35 feet to a Point 367.00 feet North and 701.60 feet West of the Point of Beginning; thence East 701.60 feet to the East line of Government Lot 1; thence South 367.00 feet to the Point of Beginning; EXCEPT the East 40.00 feet for road right-of-way, the described tract lying within the Southwest Quarter and Northwest Quarter of Section 1, Township 29 South, Range 1 East, of the 6th Principal Meridian;

AND,

Beginning at a Point 2157.795 feet North of the Southeast Corner of Government Lot 1 in the Southwest Quarter of Section 1, Township 29 South, Range 1 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence West 520.00 feet; thence North 177.795 feet; thence East 520.00 feet; thence South 177.795 feet to the Point of Beginning; EXCEPT the East 30.00 feet for road right-of-way;

AND,

Beginning at a Point 120.00 rods North of the Southeast Corner of Government Lot 1 in the Southwest Quarter of Section 1, Township 29 South, Range 1 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence North 177.795 feet; thence

West 520.00 feet; thence South 177.795 feet; thence East 520.00 feet to the Point of Beginning; EXCEPT the East 30.00 feet for road right-of-way;

AND,

Beginning at a Point 1829.00 feet North of the Southeast Corner of Government Lot 1 in the Southwest Quarter of Section 1, Township 29 South, Range 1 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence North 151.00 feet; thence West 1320.00 feet more or less to the West line of Government Lot 1; thence South 151.00 feet; thence East 1320.00 feet more or less to the Point of Beginning; EXCEPT the East 30.00 feet for street right-of-way;

AND,

Beginning at a Point 894.50 feet North of the Southeast Corner of Government Lot 1 in the Southwest Quarter of Section 1, Township 29 South, Range 1 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence West 662.00 feet; thence North 131.60 feet; thence East 656.00 feet; thence South 131.60 feet to the Point of Beginning; EXCEPT the East 30.00 feet for road right-of-way;

AND,

Beginning at a Point 707.50 feet North of the Southeast Corner of Government Lot 1 in the Southwest Quarter of Section 1, Township 29 South, Range 1 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence West 703.00 feet; thence Northerly 75.00 feet; thence Northeasterly 119.48 feet; thence Easterly 662.00 feet; thence South 187 feet to the Point of Beginning; EXCEPT the East 30.00 feet for road right-of-way;

AND,

Beginning at a Point 596.50 feet North of the Southeast Corner of Government Lot 1 in the Southwest Quarter of Section 1, Township 29 South, Range 1 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence North 111.00 feet; thence West 554.00 feet to the East Bank of the Arkansas River; thence Southeast along the river to a Point 596.50 feet North of the South line of Government Lot 1; thence East 500.00 feet to the Point of Beginning; EXCEPT the East 30.00 feet for road right-of-way;

AND,

Beginning at the Southeast Corner of Government Lot 1 in the Southwest Quarter of Section 1, Township 29 South, Range 1 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence North 596.50 feet; thence West 500.00 feet; thence South along the Arkansas River to the South line of Government Lot 1; thence East 400.00 feet to the Point of Beginning; EXCEPT beginning at a Point 195.00 feet North of the Southeast Corner of said Government Lot 1; thence North 198.00 feet; thence West 252.00 feet; thence Southwesterly 200.26 feet; thence East 282.00 feet to the

Point of Beginning; AND, EXCEPT J. Christians Addition to Derby, Sedgwick County, Kansas; AND, EXCEPT the East 30.00 feet for road right-of-way;

AND,

Beginning at a Point 195.00 feet North of the Southeast Corner of Government Lot 1 in the Southwest Quarter of Section 1, Township 29 South, Range 1 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence North 198.00 feet; thence West 252.00 feet; thence Southwesterly 200.26 feet; thence East 282.00 feet to the Point of Beginning; EXCEPT the East 30.00 feet for road right-of-way;

AND,

Beginning at a Point 30.00 feet West of the Southwest Corner of the Southeast Quarter of the Southwest Quarter in Section 1, Township 29 South, Range 1 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence West 410.00 feet to the bank of the Arkansas River; thence Southeast to a Point 530.00 feet South of the North line of Section 12, Township 29 South, Range 1 East, of the 6th Principal Meridian in said County and State; thence East 377.00 feet; thence Northwest to the Point of Beginning; EXCEPT the Southerly 50.00 feet thereof;

AND,

Beginning at a Point 30.00 feet West and 483.75 feet Southeasterly of the Southwest Corner of the Southeast Quarter of the Southwest Quarter of Section 1, Township 29 South, Range 1 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence Southeasterly 283.52 feet; thence Westerly to the Arkansas River; thence Northwesterly along the River to a Point West of the Point of Beginning; thence East to the Point of Beginning, the described tract being part of Government Lot 1 lying within the Northwest Quarter of Section 12, Township 29 South, Range 1 East, of the 6th Principal Meridian in said County and State;

AND,

Part of Government Lot 1 described as Beginning at a Point 30.00 feet West and 767.27 feet Southeasterly of the Southwest Corner of the Southeast Quarter of the Southwest Quarter of Section 1, Township 29 South, Range 1 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence Southeasterly to a Point 536.00 feet, more or less, to the Southeast Corner of the Southwest Quarter of the Northeast Quarter of the Northwest Quarter of Section 12, Township 29, Range 1 East, of the 6th Principal Meridian of said county and state; thence Northwesterly along the Arkansas River to a Point West of the Point of Beginning; thence East to the Point of Beginning; EXCEPT 0.19 acre for road right-of-way on the South;

AND,

The North 275.00 feet of all that part of the North 1320.00 feet of the West Half of the Northeast Quarter of Section 13, lying West of the Santa Fe Railroad Right-of-

Way, in Section 13, Township 29 South, Range 1 East of the Sixth Principal Meridian, Sedgwick County, Kansas, EXCEPT the West 30.00 feet thereof for road;

AND,

A tract in the Northeast Quarter of Section 13, Township 29 South, Range 1 East of the 6th Principal Meridian, Sedgwick County, Kansas, described as beginning at a point on the East line of said Quarter Section 2283.45 feet North of the Southeast Corner thereof; thence West parallel to the South line of said Quarter Section 300.00 feet; thence North parallel with the East line of said Quarter Section 357.20 feet more or less to the North line of said Quarter Section; thence East 300.00 feet to the Northeast Corner of said Quarter Section; thence South 353.45 feet to the Beginning;

AND,

A tract in the Northwest Quarter of Section 18, Township 29 South, Range 2 East of the 6th Principal Meridian, Sedgwick County, Kansas, described as Beginning at the Northwest Corner of said Quarter Section; thence South along the West line thereof, 353.45 feet; thence East with an angle to the Left of 90 degrees, 16 minutes, 45 seconds, 107.4 feet; thence Northwesterly with an angle to the Left of 100 Degrees, 20 Minutes, 41 seconds, 157.70 feet; thence Westerly with an angle to the Left of 89 degrees, 19 minutes, 04 seconds, 11.06 feet; thence Northwesterly 210.60 feet more or less to the Northwest Corner of said Northwest Quarter and the place of Beginning, all in Sedgwick County, Kansas;

AND,

Beginning at a Point 1964.69 feet North of the Southeast Corner of the Northeast Quarter of Section 13, Township 29 South, Range 1 East, of the 6th Principal Meridian; thence North 318.76 feet; thence West 300 feet; thence South 228.37 feet; thence Southeast 38.33 feet; thence Southeast 274.70 feet to the Point of Beginning;

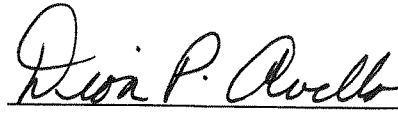
AND,

Beginning at a Point 1964.69 feet North of the Southwest Corner of the Northwest Quarter of Section 18, Township 29 South, Range 2 East, of the 6th Principal Meridian, Sedgwick County, Kansas; thence North 318.76 feet; thence East 107.40 feet; thence Southwest 339.75 feet; thence Northwest 66.38 feet to the Point of Beginning; EXCEPT that part for road right-of-way;

SECTION 2. If any part of this ordinance shall be held invalid, such invalidity shall not affect the validity of the remainder of this ordinance.

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 25th day of November, 2014.



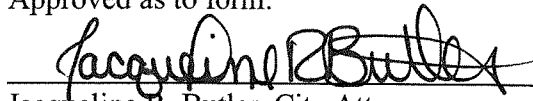
Dion P. Avello, Mayor

ATTEST:



Karen Friend, City Clerk

Approved as to form:



Jacqueline R. Butler, City Attorney