

RESOLUTION NO. _____

**A RESOLUTION PROVIDING FOR THE CONDEMNATION
OF CERTAIN REAL PROPERTY**

WHEREAS, the Board of County Commissioners of Sedgwick County, Kansas, has found it necessary to acquire permanent easements for road right-of-way related to the replacement and extension of a bridge (Bridge No. 636-33-1850 and CIP Project No. B491) on 71st Street South, located generally to the east of the intersection of 71st Street South and 99th Street East, in the unincorporated area of Sedgwick County; and

WHEREAS, Sedgwick County has attempted and failed to acquire said real property by purchase or donation.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, that:

SECTION I. In order to provide for the replacement and extension of a bridge on 71st Street South, it is hereby declared necessary to acquire for public purpose, permanent road right-of-way easements over, across and upon, the real property described in "Exhibit A" attached hereto and incorporated herein by reference.

SECTION II. It is further declared necessary by said Board to acquire said real property under the right of eminent domain pursuant to K.S.A. 68-114 and K.S.A. 26-501, et seq. for the reason that the owners thereof have refused to sell or donate the same to Sedgwick County.

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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 _____, 2018.

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS


ATTEST:

KELLY B. ARNOLD, County Clerk

DAVID T. DENNIS, Chairman
Commissioner, Third District

DAVID M. UNRUH, Chair Pro Tem
Commissioner, First District

APPROVED AS TO FORM:



JUSTIN M. WAGGONER
Assistant County Counselor

MICHAEL B. O'DONNELL, II
Commissioner, Second District

RICHARD RANZAU
Commissioner, Fourth District

JAMES M. HOWELL
Commissioner, Fifth District

EXHIBIT A

Commencing at the NW Corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 4, Township 29S, Range 2E; thence south perpendicular to the north line of the NE quarter of the NW quarter of said Section 4 a distance of 40.00 feet to a point on the south Right of Way of 71st Street South; thence east along the south Right of Way of 71st Street South and parallel to the north line of the NE quarter of the NW quarter of said Section 4 a distance of 665.08 feet to the Point of Beginning; thence continuing east along the south Right of Way of 71st Street South and parallel to the north line of the NE quarter of the NW quarter of said Section 4 a distance of 69.84 feet; thence south perpendicular to the north line of the NE quarter of the NW quarter of said Section 4 a distance of 20.00 feet; thence west parallel to the north line of the NE quarter of the NW quarter of said Section 4 a distance of 70.17 feet; thence north parallel to the east line line of the NE quarter of the NW quarter of said Section 4 a distance of 20.00 feet to the Point of Beginning. Containing 1,400.1 sq. ft.