

BOARD OF COUNTY COMMISSIONERS
OF
FRANKLIN COUNTY, KANSAS

RESOLUTION NO. 07 - 052

A RESOLUTION TO VACATE A PORTION OF HASKELL ROAD IN FRANKLIN COUNTY, KANSAS

WHEREAS, the Franklin County Commission authorized notice of a proposed vacation of a certain portion of Haskell Road., Franklin County, Kansas described as follows:

Beginning at the intersection of the section line between Section 34, Township 17 South, Range 21 East and Section 3, Township 18 South, Range 21 East and the west right-of-way line of the Union Pacific Railroad, thence west 2,850 feet along said section line.

WHEREAS, the Notice of Public Hearing was published in the official county newspaper on July 18th, 2007 and July 30th, 2007; and,

WHEREAS, notice of the proposed vacation was mailed by certified mail, return receipt requested, to all landowners of record as required by K.S.A. 68-102a notifying said landowners of the proposed vacation and of their right to protest said vacation; and,

WHEREAS, a hearing was held on Wednesday, July 25, 2007 and August 8th, 2007, for anyone wishing to protest a closing of the particular road;

NOW BE IT THEREFORE RESOLVED
BY

THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, KANSAS

That the following road is not a public utility by reason of neglect, non-use, or inconvenience and that said road has become practically impassable and the necessity for said road as a public utility does not justify the expenditure of the necessary funds to repair said road or put the same in condition for public travel and therefore said road is hereby vacated:

Beginning at the intersection of the section line between Section 34, Township 17 South, Range 21 East and Section 3, Township 18 South, Range 21 East and the west right-of-way line of the Union Pacific Railroad, thence west 2,850 feet along said section line.

This Resolution shall be in full force and effect following its passage by the Board of County Commissioners and its subsequent publication in the official county newspaper.

WHEREUPON, the Board of County Commissioners of Franklin County, Kansas, passes and adopts this Resolution in regular session, at its chambers in Ottawa, Franklin County, Kansas, this 8th day of August, 2007.

/s/ Roy C Dunn
Roy C. Dunn
Chairman

/s/ Karen S Farrell
Karen S. Farrell
Commissioner

/s/ John E Taylor
John E. Taylor
Commissioner

/s/ Donald C Hay
Donald C. Hay
Commissioner

/s/ Donald R Stottlemire
Donald R. Stottlemire
Commissioner

APPROVED, received and recorded this 8th day of August, 2007.

Shari Perry
Franklin County Clerk

/s/ Shari Perry