

BOARD OF COUNTY COMMISSIONERS
OF
FRANKLIN COUNTY, KANSAS

RESOLUTION NO. 06-043

A RESOLUTION TO VACATE A CERTAIN ROAD IN FRANKLIN COUNTY, KANSAS

WHEREAS, the Franklin County Commission authorized notice of proposed vacation of Utah Road from the Southeast corner of the NE ¼ of the NE ¼ of Section 7, Township 17S, Range 21E South for a distance of 50', in Franklin County, Kansas; and,

WHEREAS, the Notice of Public Hearing was published in the official county newspaper on May 27, 2006,

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. 68-102 notifying said landowners of the proposed vacation and of their right to protest said vacation; and,

WHEREAS, a hearing was held on June 14, 2006, for anyone wishing to protest the vacation of said particular road; and,

WHEREAS, as a result of said hearing, the Franklin County Commission voted to vacate the portion of said road above described.

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:

Utah Road from the Southeast corner of the NE ¼ of the NE ¼ of Section 7, Township 17S, Range 21E South for a distance of 50', Franklin County, Kansas.

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 14th day of June, 2006.

/s/ John E. Taylor
John E. Taylor, Chairman

APPROVED, received and recorded this 14th day of June, 2006.

/s/ Shari Perry
Shari Perry, Franklin County Clerk