

**Franklin**

COUNTY KANSAS

EST. 1855

**BOARD OF COUNTY COMMISSIONERS  
FRANKLIN COUNTY, KANSAS**RESOLUTION NO. 22- 09**A RESOLUTION TO VACATE UTAH ROAD FROM KINGMAN TERRACE NORTH TO 25 FEET  
SOUTH OF THE STEEL TRUSS BRIDGE DESCRIBED IN RESOLUTION 12-15  
IN FRANKLIN COUNTY, KANSAS**

**WHEREAS**, the Franklin County Commission authorized notice of proposed vacation of Utah Road from the north right-of-way of Kingman Terrace north to a point 25 feet south of the steel truss bridge described in Franklin County Resolution #12-15 and recorded in Misc. Book 259, Page 529 located in the office of the Register of Deeds. The portion of Utah Road to be vacated is located in Sections 7, 8, 17 and 18, in Township 17 South, Range 21 East of the Sixth Principal Meridian in Franklin County, Kansas; and

**WHEREAS**, the Notice of Public Hearing was published in the official county newspaper on February 15<sup>th</sup> and 19<sup>th</sup>, 2022; 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. 68-102 notifying said landowners of the proposed vacation and of their right to protest said vacation; and

**WHEREAS**, a hearing was held on March 2, 2022 for anyone wishing to protest the vacation of said particular road; and

**NOW, THEREFORE, BE IT RESOLVED BY  
THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY**

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 as follows:

Beginning on the north right-of-way of Kingman Terrace north to a point 25 feet south of the steel truss bridge described in Franklin County Resolution #12-15 and recorded in Misc. Book 259, Page 529 located in the office of the Register of Deeds. The portion of Utah Road to be vacated is located in Sections 7, 8, 17 and 18, in Township 17 South, Range 21 East of the Sixth Principal Meridian in 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.

This resolution shall take effect and be in force immediately upon its adoption and shall remain in effect until future action is taken by the Franklin County Board of County Commissioners.

ADOPTED this 2<sup>nd</sup> day of March, 2022.

Roy P. Dunn  
Roy Dunn, Chairman

Received and recorded this 2<sup>nd</sup> day of March, 2022.

Janet Paddock  
Janet Paddock, County Clerk



FILED FOR RECORD  
TIME 2:35 P.M.

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MAR 07 2022  
Book 303 Page 570 Fee — }  
Shirley A. McCoy  
REGISTER OF DEEDS, FRANKLIN CO., KS  
INSTRUMENT # 861