

**BOARD OF COUNTY COMMISSIONERS
OF
FRANKLIN COUNTY, KANSAS**

RESOLUTION NO. 12-28

**A RESOLUTION TO VACATE A PORTION OF HASKELL ROAD BETWEEN TENNESSEE ROAD
AND TEXAS ROAD IN FRANKLIN COUNTY, KANSAS**

WHEREAS, the Franklin County Commission authorized notice of proposed vacation of a portion of Haskell Road between Tennessee Road and Texas Road described as follows:

Beginning at a point on the center line of Haskell Road 20 feet east of the SW corner of Sec 36, Township 17S, Range 20E, thence east along said center line to a point 30 feet west of the SE corner of Sec 36, Township 17S, Range 20E, located in Franklin County, KS.

WHEREAS, the Notice of Public Hearing was published in the official county newspaper on September 1, 2012, 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 September 12, 2012 for anyone wishing to protest the vacation of said particular road; and,

**BE IT THEREFORE 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 at a point on the center line of Haskell Road 20 feet east of the SW corner of Sec 36, Township 17S, Range 20E, thence east along said center line to a point 30 feet west of the SE corner of Sec 36, Township 17S, Range 20E, located in Franklin County, KS.

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 12th day of September, 2012.

/s/ David J Hood
David J. Hood

Chairman

APPROVED, received and recorded this 12th day of September, 2012.

/s/ Shari Perry
Shari Perry
Franklin County Clerk