

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

**RESOLUTION NO. 08 - 040**

A RESOLUTION TO VACATE NEBRASKA ROAD FROM THE SOUTH LINE OF K-68 TO THE NORTH WESTERLY RIGHT OF WAY LINE OF RELOCATED NEBRASKA RD IN FRANKLIN COUNTY, KANSAS.

WHEREAS, the Franklin County Commission authorized notice of a proposed vacation of a certain portion of Nebraska Road., Franklin County, Kansas.

WHEREAS, the Notice of Public Hearing was published in the official county newspaper on July 26, 2008 and,

WHEREAS, notice of the proposed vacation was mailed 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, August 6, 2008, 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:

Nebraska Road from the south line of K-68 to the north-westerly right of way line of relocated Nebraska Road located in the NE1/4 of Section 31, Township 16 South, Range 20 East and the NW1/4 of Section 32, Township 16 South, Range 20 East, 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.

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 6th day of August, 2008.

/s/ Karen S Farrell  
Karen S. Farrell, Chair

APPROVED, received and recorded this 6th day of August, 2008.

/s/ Shari Perry  
Shari Perry, Franklin County Clerk

