

ORDINANCE NO. 141 GO

AN ORDINANCE RELATING TO ANNUL, VACATE OR DISCONTINUE CERTAIN STREETS AND ALLEYS LOCATED IN THE FIRST ADDITION OF THE CITY OF GRAINFIELD, KANSAS, PURSUANT TO K.S.A. 15-427.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GRAINFIELD, KANSAS, while meeting in regular session and with a quorum present, that the following action of The Board of County Commissioners of Gove County, Kansas is approved.

SECTION 1: The following streets in the First Addition of the City of Grainfield, Kansas, are hereby annulled and vacated with said vacated streets to revert to the owners of real estate adjacent on each side in proportion to the frontage of such real estate to-wit:

SECTION 2: Whereas The Board of County Commissioners of Gove County, Kansas on the 29th day of November, 1965 met in regular session. Members present were:

J. W. Hanna
Charles Stewart
Dan J. Wildeman

Now, therefore, the matter of the petition of Robert L. Reynolds and Eileen P. Reynolds for the vacating and closing all of Lincoln Avenue from the north side of Fourth Street 880 feet north to a line 40 feet south of the north city limits of the First Addition to the City of Grainfield, Kansas; vacating and closing all of Fifth Street from the East side of Garfield Avenue to a line running south from the west edge of alley in Block 7 to Block 8 in the First Addition to the City of Grainfield, Kansas; and vacating and closing the alleys in Block 36 and Block 37, all in the First Addition to the City of Grainfield, Kansas, comes on for hearing.

After hearing all testimony produced for and against said petition, and all testimony necessary in order to fully understand the true nature of the petition and propriety granting the same, the board finds:

1. That due and legal notice has been given by publication as required by law, and the proof thereof has been duly made and filed with the county clerk.
2. That no private rights will be injured or endangered by such closing and vacation and that the public will suffer no loss or inconvenience thereby.
3. The board further finds that the mayor and councilman of the said City of Grainfield, Kansas, have filed a certified copy of the resolution duly adopted, with the county clerk, recommending the vacating and closing of the streets and alleys are hereinbefore set out.
4. The board farther finds that petition should be granted,

IT IS THEREFORE ORDERED, with all the members voting in the affirmative:

1. That all of Lincoln Avenue from the north side of fourth street 880 feet north to a line 40 feet south of the north city limits of the First Addition to the City of Grainfield, Kansas, be vacated and closed.

2. All of Fifth Street from the east side of Garfield Avenue to a line running south from the west edge of alley in Block 7 to Block 8 in the First Addition to the City of Grainfield, Kansas be vacated and closed.

3. That the alleys in Block 36 and Block 37, in the First Addition to the City of Grainfield, Kansas be vacated and closed.

4. That the County clerk enter this order upon the records at length, that he certify a copy thereof to the Register of Deeds of Gove County, Kansas, and also a copy to the said city of Grainfield, Kansas.

Dated this 29th day of November, 1965. Recorded in Book 23 Page 41, 42, 43,
BOARD OF COUNTY COMMISSIONERS
OF GOVE COUNTY, KANSAS

BY: /s/ Dan J. Wildeman

Chairman

BY: /s/ Charles Stewart

Member

BY: /s/ J. W. Hanna

Member

SECTION 3: The City reserves such right of ways and easements in and to the vacated streets for the purpose of sewer and water improvements with the right of ingress and egress for the purpose of construction, re-construction, and maintenance of said sewer and water improvements.

SECTION 4: This ordinance shall take effect and be in full force from and after passage, approval and publication one time in the official city newspaper.

PASSED AND APPROVED BY the Governing Body of the City of Grainfield, Kansas and approved by the Mayor on this 9 day of March, 2020.



Mayor Harvey Heier


ATTEST:




City Clerk Gary Weiland

CERTIFICATE OF THE CITY CLERK
Grainfield, Kansas

The Foregoing is true and correct copy of the original ordinance.



Gary Weiland


9 March 20
Date

