



**BEFORE THE CITY COUNCIL OF THE
CITY OF WICHITA, SEDGWICK COUNTY, KANSAS**

**IN THE MATTER OF THE VACATION OF A PORTION)
OF PLATTED ALLEY WAY)**

**GENERALLY LOCATED FROM EAST WATERMAN)
STREET TO EAST ENGLISH STREET BETWEEN)
SOUTH BROADWAY AVENUE AND SOUTH MARKET)
STREET)**

VAC2019-00020

MORE FULLY DESCRIBED BELOW)

VACATION ORDER

NOW on this 1st day of October, 2019, comes on for hearing the petition for vacation filed by Fidelity Bank (applicant), praying for the vacation of described portion of platted alley way, to-wit:

The North-South Public Alley Right of Way lying between Lots 46 through 76, inclusive, Market Street and even Lots 46 through 76, inclusive, Lawrence Avenue, now Broadway, in Greiffenstein's Addition to Wichita, Sedgwick County, Kansas.

The City Council, after being duly and fully informed as to fully understand the true nature of this petition and the propriety of granting the same, makes the following findings:

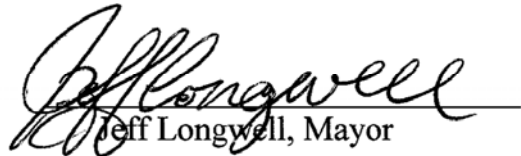
1. That due and legal notice has been given by publication, as required by law, in The Wichita Eagle on July 18, 2019, which was at least 20 days prior to the public hearing.
2. No private rights will be injured or endangered by the vacation of the described portion of the platted alley, and the public will suffer no loss or inconvenience thereby.
3. A dedicated Utility Easement by separate instrument shall be recorded with the Vacation Order at the Register of Deeds of Sedgwick County.
4. A dedicated Restrictive Covenant binding and tying the described vacated alley right of way to the abutting properties shall be recorded with the Vacation Order at the Register of Deeds of Sedgwick County.

5. In justice to the petitioner(s), the prayer of the petition ought to be granted.

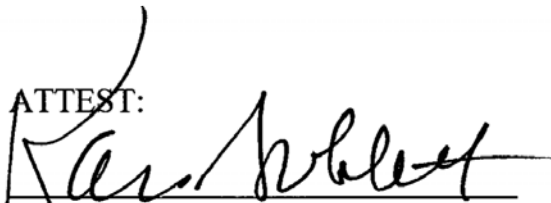
6. No written objection to said vacation has been filed with the City Clerk by any owner or adjoining owner who would be a proper party to the petition.

7. The vacation of the described portion of the platted alley way should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 1st day of October, 2019, ordered that the described portion of the platted alley way are hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall send this original Vacation Order to the Register of Deeds of Sedgwick County.

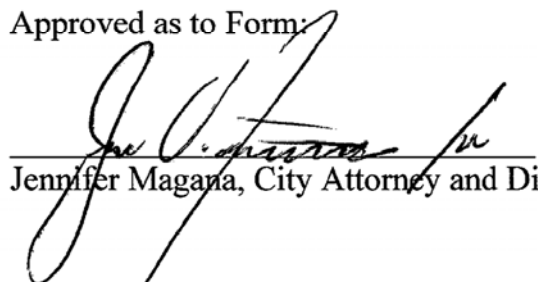

Jeff Longwell, Mayor

ATTEST:


Karen Sublett, City Clerk



Approved as to Form:


Jennifer Magana, City Attorney and Director of Law