



Sedgwick County
Register of Deeds - Tonya Buckingham
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Authorized By: *Tonya Buckingham*

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BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

IN THE MATTER OF THE VACATION OF A)
PORTION OF A PLATTED UTILITY EASEMENT)

GENERALLY LOCATED A QUARTER-MILE WEST)
OF SOUTH 159TH STREET EAST, A HALF-MILE)
NORTH OF EAST 39TH STREET SOUTH, ON THE)
SOUTH SIDE OF EAST HIDDEN ESTATES STREET)

CASE NO. VAC2021-00032

VACATION ORDER

NOW on this 3rd day of November, 2021, at 9:00 o'clock A.M., comes the petition filed by Dwight Steven & Amber E. McColpin (owners), praying for the vacation of the following-described portion of a platted utility easement, to-wit:

Vacate the platted 20-foot utility easement with a center line on the boundary between Lots 6 and 7, Block 2, Hidden Estates Addition. Vacate only that portion that lies on a parcel described as Beginning at the southeast corner of Lot 6, Block 2, thence West 371.18 feet, thence North 269.96 feet, thence east 99 feet, thence North 205.4 feet, thence northwesterly 109.12 feet, thence north 228.47 feet to curve, thence southeasterly along curve 82.17 feet, thence southeasterly 110.24 feet, thence southeasterly 205.23 feet, thence East 10.39 feet, thence south 587.09 feet to the point of beginning.

WHEREUPON, it is shown that proper notice has been given by publication once at least 20 days prior to the date of hearing in the official county newspaper, the Derby Informer, such publication having occurred on, July 28, 2021; and it is further shown that proper proof of such publication has been filed herein. The Board finds that such notice is in lawful form and that it conforms to K.S.A. 58-

2613, and amendments thereto.

THEREAFTER, the Board, being duly advised in the premises, finds and determines that no private rights will be injured or endangered by such vacation; that the public will suffer no loss or inconvenience thereby; that no written objections hereto have been filed with the Sedgwick County Clerk; and that, in justice to the petitioner, the petition's prayer should be granted.

The Board further finds that the Metropolitan Area Planning Commission held a public hearing on the 19th day of August, 2021, and recommended that the vacation petition herein be approved.

The Board further finds that the vacation request is located within Sedgwick County, but within the City of Wichita's Three-Mile Subdivision Jurisdiction and that the Wichita City Council considered the vacation request on the 5th day of October 2021, and recommended that the vacation petition herein be approved.

THEREFORE, IT IS ORDERED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, that the portion of the platted utility easement, hereinabove described be the same and is hereby vacated. It is further ordered that County Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.

Commissioners present and voting were:

PETER F. MEITZNER
SARAH LOPEZ
DAVID T. DENNIS
LACEY D. CRUSE
JAMES M. HOWELL

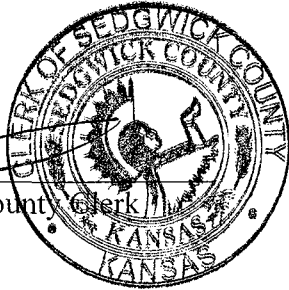
Aye
Aye
Aye
Aye

Dated this 3rd day of November, 2021.

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:

Kelly B. Arnold
KELLY B. ARNOLD, County Clerk



Peter F. Meitzner
PETER F. MEITZNER, Chairman
Commissioner, First District

Lacey D. Cruse
LACEY D. CRUSE, Chair Pro Tem
Commissioner, Fourth District

APPROVED AS TO FORM:

Justin M. Waggoner
JUSTIN M. WAGGONER
Assistant County Counselor

Sarah Lopez
SARAH LOPEZ
Commissioner, Second District

David T. Dennis
DAVID T. DENNIS
Commissioner, Third District

James M. Howell
JAMES M. HOWELL
Commissioner, Fifth District