Sedgwick County
Register of Deeds - Tonya Buckingham
Doc.*/Flm-Pg: 30161004
Receipt *: 2311438
Pages Recorded: 3
Recording Fee: $0.00
Authorized By
Cashier: ghunt
Date Recorded: 05/05/2022 08:52:48 AM

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

IN THE MATTER OF THE VACATION OF A PORTION OF A SEWER EASEMENT DEDICATED BY SEPARATE INSTRUMENT	)	
GENERALLY LOCATED NORTH OF WEST MURDOCK AVENUE ON THE WEST SIDE OF NORTH EDWARDS AVENUE	)	**VAC2021-00057**
MORE FULLY DESCRIBED BELOW	)	

VACATION ORDER

NOW on this 26th day of April, 2022, comes on for hearing the petition for vacation filed by Via Christi Village McLean, Inc., c/o Ryan Endsley, Via Christi Healthcare Outreach Program for Elders, c/o Andrea Carpenter (owners) praying for the Vacation of a sewer easement dedicated by separate instrument , to wit:

Description of the vacated portions of the sewer easement by dedicated separate instrument recorded on Case No. A-67702, filed in Misc. Book 415, Page 9:

Parent Property; Lots 15, 16, 17, 18, 19, and 20, Sim Park Gardens Addition, Sedgwick County, Kansas.
Lot 15 (Tract No. 3)

The West Sixteen (16) feet of the east one hundred thirty-one and sixty-five hundredths (131.65) feet of Lot 15, Sim Park Gardens Addition, Sedgwick County, Kansas,

TOGETHER WITH,

Lot 16 (Tract No. 4)

The West Sixteen (16) feet of the east one hundred thirty-one and sixty-five hundredths (131.65) feet of Lot 16, Sim Park Gardens Addition, Sedgwick County, Kansas,

TOGETHER WITH,

Lot 17 (Tract No. 5)

The West Sixteen (16) feet of the east one hundred thirty-one and sixty-five hundredths (131.65) feet of Lot 17, Sim Park Gardens Addition, Sedgwick County, Kansas,

TOGETHER WITH,

Lot 18 (Tract No. 6)

A sanitary sewer easement over and across Lot 18, Sim Park Gardens Addition, Sedgwick County, Kansas, described as eight (8) feet on either side of a center line beginning on the north line of Lot 18 and one hundred twenty-three and sixty-five hundredths (123.65) feet west of the northeast corner of said Lot 18, thence southwesterly to the south line of Lot 18 and one hundred twenty-nine and thirty one hundredths (129.31) feet west of the southeast corner of Lot 18,

TOGETHER WITH,

Lot 19 (Tract No. 7)

A sanitary sewer easement over and across Lot 19, Sim Park Gardens Addition, Sedgwick County, Kansas, described as eight (8) feet on either side of a center line beginning on the north line of Lot 19 and one hundred twenty-nine and thirty-one hundredths (129.31) feet west of the northeast corner of said Lot 19, thence southwesterly to the south line of Lot 19 and one hundred thirty-four and ninety-eight hundredths (134.98) feet west of the southeast corner of Lot 19,

TOGETHER WITH,

Lot 20 (Tract No. 8)

A sanitary sewer easement over and across Lot 20, Sim Park Gardens Addition, Sedgwick County, Kansas, described as eight (8) feet on either side of a center line beginning on the north line of Lot 20 and one hundred thirty-four and ninety-eight hundredths (134.98) feet west of the northeast corner of said Lot 20, thence southwesterly to the south line of Lot 20 and one hundred forty and sixty-five hundredths (140.65) feet west of the southeast corner of Lot 20.

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 January 13, 2022, 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 sewer easement dedicated by separate instrument and the public will suffer no loss or inconvenience thereby.

3. A sanitary sewer easement has been recorded with the Sedgwick County Register of Deeds, DOC.#/Film-Pg: 30150144.

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

5. 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.

6. The vacation of the described portion of the sewer easement dedicated by separate instrument should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 26th day of April, 2022, ordered that the above-described portion of the sewer easement dedicated by separate instrument is vacated. IT IS FURTHER ORDERED that the City Clerk shall send this original Vacation Order to the Register of Deeds of Sedgwick County for recording.

Brandon J. Whipple, Mayor, City of Wichita

ATTEST:

Karen Sublett, City Clerk

Approved as to Form:

Jennifer Magana, City Attorney and Director of Law

April 26, 2022
VAC2021-00057