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

CITY CLERK'S ORIGINAL
RETURN TO CITY CLERK

IN THE MATTER OF THE VACATION OF A)
PORTION OF A PLATTED COMPLETE)
ACCESS CONTROL)

GENERALLY LOCATED)
SOUTHEAST OF THE 135TH STREET WEST &)
31ST STREET SOUTH INTERSECTION)

MORE FULLY DESCRIBED BELOW)

Case No. VAC2012-00008

VACATION ORDER

NOW on this 5TH day of June, 2012, comes on for hearing the petition for vacation filed by Dustin and Naomi Evens (owners), praying for the vacation of the following described portion of a platted complete access control, to-wit:

Complete Access Control along the west lot line of Lot 3, Block A, Overview Hills Addition, except allowing one drive along the north 100 feet of the west lot line of said lot.

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 March 29, 2012, 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 above described portion of the platted complete access control and the public will suffer no loss or inconvenience thereby.

Approved / Accepted by City Clerk
This 6-5-12

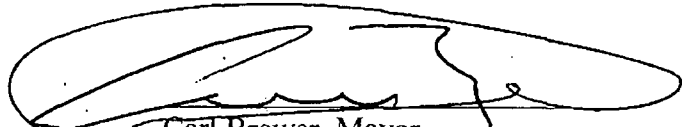
3. The platted permitted access along the south 20 feet of the west lot line on the Lot 3, Block A, Overview Hills Addition is closed.

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

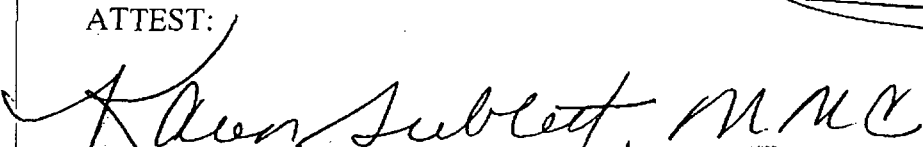
5. No written objection to said vacation has been filed with the City Clerk by any owner or adjoining owner who would be a proper party to the petition.

6. The vacation of the portion of the platted complete access control, described herein, should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 5th day of June, 2012, ordered that the above described portion of the platted complete access control is hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.

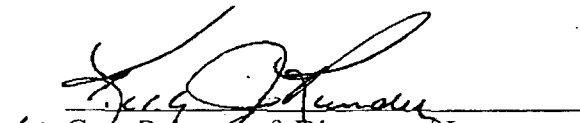

Carl Brewer, Mayor

ATTEST:


Karen Sublett, City Clerk



Approved as to Form:


Gary Rebenstorf, Director of Law

BEFORE THE COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

IN THE MATTER OF THE VACATION OF)
A PORTION OF PLATTED COMPLETE ACCESS)
CONTROL)
) MAPD CASE NO.
GENERALLY LOCATED SOUTHEAST OF THE) VAC2012-00008
135TH STREET WEST AND 31ST STREET SOUTH)
INTERSECTION)
)
)
_____)

VACATION ORDER

NOW on this 6th day of June, 2012, at 9:00 o'clock A.M., comes the filed by Dustin & Naomi Evans, praying for the vacation of the following-described a portion of platted complete access control, to-wit:

Complete Access Control along the west lot line of Lot 3, Block A, Overview Hills Addition, except allowing one drive along the north 100 feet of the west lot line of said lot.

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, such publication having occurred on March 29, 2012; 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 April, 2012, and recommended that the vacation petition herein be approved; and on the 5th day of June, 2012, the Governing Body of the City of Wichita recommended that the said petition be approved.

THEREFORE, IT IS ORDERED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, that a portion of platted complete access control hereinabove described be and the same is hereby vacated.

DATED this _____ day of _____.

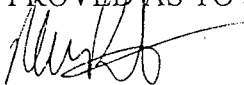
**BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS**

TIM R. NORTON, Chairman
Commissioner, Second District

ATTEST:

Kelly B. Arnold, County Clerk

APPROVED AS TO FORM:



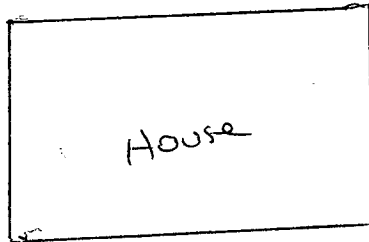
Robert W. Parnacott
Assistant County Counselor



Overview Hills Addition.

Lot 3
Block A

Property Line



Drive

culvert

319.48

50'

S 77.5 E 1