

POSTED 8-15-85 KW
AK
MS

D-1315 - A.T. & S. RR Co. grants an
easement between 34th & 33rd Sts. in an
area east of Emporia.

ACTION

	DATE
S/D COMMITTEE	<u>8-29-85</u>
M.A.P.C.	<u>9-5-85</u>
B.C.C./B.S.C.	<u>9-17-85</u>

approved

approved

Approved

DEDICATION REPORT AND PROGRESS

MAP NO. 5551D
 SEC. NO. 33
 TWP. NO. 26S
 RANGE R1E

CASE NO.: D-1315

ASSOCIATED CASE: _____

I. OFFER TO DEDICATE: Grants easement
 GENERALLY LOCATED: Between 34th and 33rd Streets in an area east of Emporia.

LEGALLY DESCRIBED AS: _____

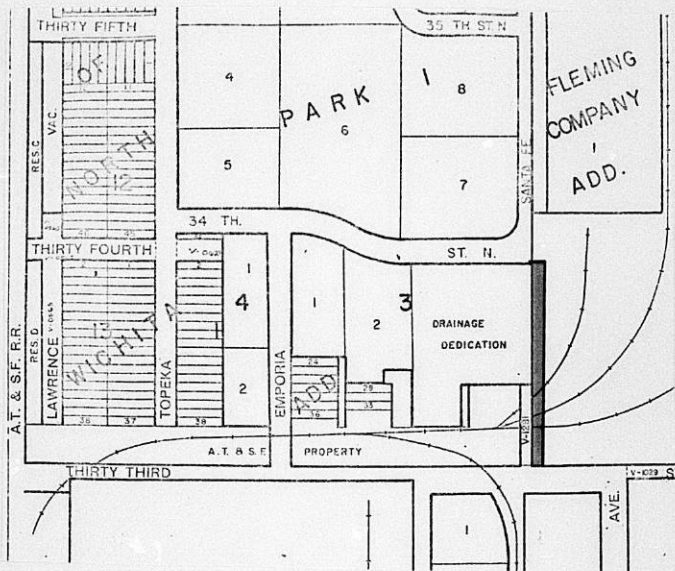
DEDICATED BY: Atchison, Topeka and Santa Fe Railway Company

ADDRESS: _____ PHONE _____

PURPOSE OF DEDICATION: _____

In connection with City project No.: 472-76-245-81427-000-000-001

II. SKETCH.



III. FILED 8/7/85
 POSTED TO ATLAS _____
 S/D COMM. ACTION appr. 8/27/85
 M.A.P.C. ACTION 7/5/85 approved

B.C.C. ACTION 9-11-85 *Approved*
 PLACED ON RECORD _____
 CITY CLERKS NO. _____

PLANNING AGENDA

Date: September 17, 1985

MAPC CASE NO.: D-1315

Dedication of easement.

Dedicated by: Atchison, Topeka and Santa Fe Railway Company

Generally located: Between 34th and 33rd Streets in an area est of Emporia.

This dedication is given for the following reason:

In connection with City project for improvements
in Bridgeport Industrial Park I Addition.

ACTION: Accept the dedication and instruct the City Clerk to file the
document with the Register of Deeds.

BILL RECORDING FEE TO:

472-76-245-81427-000-000-001

A.T. & S.F. R.R. Grants an
easement

7

located between 34th & 33rd
streets in an area east of
Emporia.

5551D
33
265
R1E

For 9/12/85 SID
Meeting.

~~to~~

Bill recording to: D-1315

472-76-245-81427-000-000-001

East 1/2 of S.F.A.V.C.
between 34th + 33rd

472-76245-81427-000-000/001

EASEMENT

THIS INDENTURE, Made this 9th day of October, 19 84,
between THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY, a corporation of
the State of Delaware, Grantor, and the CITY OF WICHITA, a municipal
corporation of the State of Kansas, Grantee.

WITNESSETH, For and in consideration of the sum of ONE and No/100
Dollars (\$1.00) and other good and valuable considerations, the receipt of
which is hereby acknowledged, Grantor does hereby grant to Grantee, its
successors and assigns, a permanent easement for the purpose of constructing,
maintaining and repairing sewer, water and all other public underground
utilities lines, (hereinafter called "Improvements"), over and upon the
following described land (hereinafter called "Premises") in the County of
Sedgwick, State of Kansas, to-wit:

Underground Utility Easement in the Northwest Quarter,
Section 33, Township 26 South, Range 1 East of the 6th P.M.
more fully described as beginning at the south line of 34th
Street and the centerline of Santa Fe, said point being
also the Northeast Corner of the Drainage Dedication,
Bridgeport Industrial Park I; thence South along the
centerline of Santa Fe extended to the north line of 33rd
Street North; thence East thirty (30) feet; thence North
along a line thirty (30) feet East and parallel with the
centerline of Santa Fe extended to the south line of 34th
Street extended; thence West thirty (30) feet to the point
of beginning; containing 0.39 of an acre of land, more or
less.

TO HAVE AND TO HOLD the same for so long as said Premises shall be
used for the above mentioned purpose, it nevertheless being understood that
the Grantor reserves for itself, its successors and assigns, the full and
unrestricted right to use the Premises and that Grantee's use of the Premises
shall at all times be subordinate to the right of Grantor, its successors and
assigns, to use the Premises.

Grantee does hereby release and forever discharge Grantor from any and all liability, claims, demands, actions or causes of action for or on account of loss, damage, or injury to said Premises or Improvements or to said Grantee by reason of the Grantee's use of said Premises or Improvements.

In event that Grantee ceases to use the Premises for the above mentioned Improvements, this document shall be considered null and void and the title to the Premises described above shall revert and re-vest to said Grantor, its successors or assigns.

This instrument is subject to all valid and existing contracts, leases, liens and encumbrances which may affect said Premises.

IN WITNESS, WHEREOF, Grantor has hereunto caused this instrument to be signed on its behalf by its EXEC. VICE President, thereunto duly authorized so to do, and to be attested by its Assistant Secretary; and has caused its common seal to be hereunto affixed the day and year first above written.

THE ATCHISON, TOPEKA AND
SANTA FE RAILWAY COMPANY

By S. E. Ruess
Its EXEC. VICE President

ATTEST:

[Signature]
Assistant Secretary

STATE OF ILLINOIS)
COUNTY OF COOK } ss

BE IT REMEMBERED, That on this 19TH day of OCT.
A. D., 19 84, before me, the undersigned, a Notary Public in and for the
County and State aforesaid, came D. G. Rugg,
who is personally known to me to be the same person who executed the foregoing
instrument of writing as Exec. Vice President of The Atchison, Topeka and Santa
Fe Railway Company, and said person duly acknowledged the execution of the
same to be the act of said corporation, and that the seal thereto affixed is
the common or corporate seal of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my
notarial seal the day and year last above written.

John Thomas
Notary Public
John Thomas

My Commission Expires Feb. 3, 1965

My Commission Expires _____

THE CITY OF WICHITA

OFFICE OF MAPD - Design Division

DATE August 5, 1985

TO Forrest Nagley, Senior Planner

FROM Larry D. Henry, Program Development Engineer

SUBJECT Improvements in Bridgeport Industrial
Park I Addition

Attached are two street dedications and a utility easement received in connection with the subject project. Please place the attached documents on the agenda for Subdivision Committee consideration. Upon approval by the City Commission, I would appreciate copies of the recorded instruments for our file.

Larry D. Henry
Larry D. Henry, P.E.
Program Development Engineer

/JLL:ms
Attachments

RECEIVED

AUG 06 1985

METROPOLITAN PLANNING

ROUTE _____
