

D-1502 - Marvin L. Niedens grants a utility easement in designated Floodway in Block 5, FARMINGTON SQUARE 2ND ADDITION, located in an area south of Central and east of Winterset.

posted 3-3-88 KCB

ACTION

S/D COMMITTEE	DATE
<u>Approved</u>	<u>3/10/88</u>
<u>Approved</u>	<u>3/17/87</u>
<u>Approved</u>	<u>3/29/88</u>

M.A.P.C.

W.C.C./B.CO. C.

DEDICATION REPORT AND PROGRESS

MAP NO. 5047 D
 SEC. NO. 22
 TWP. NO. 27S
 RANGE 1W

CASE NO.: D-1502
 ASSOCIATED CASE: L/S-0723

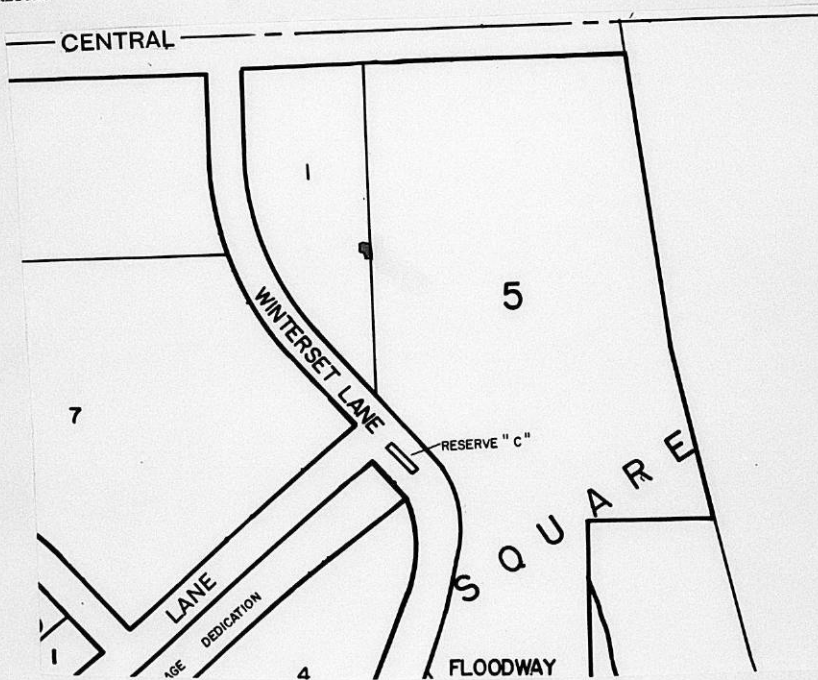
1. OFFER TO DEDICATE: Utility easement in designated floodway.
 GENERALLY LOCATED: In an area south of Central and east of Winterset.
 LEGALLY DESCRIBED AS:

That part of the area designated as floodway in Block 5, Farmington Square 2nd Addition, Wichita, Kansas, described as commencing at the southern most corner of Lot 1, in said Block 5; thence N 4° 33' 32" W, along the common line between said Lot 1 and the floodway, 233 feet for a place of beginning; thence S 49° 33' 32" E, 95.42 feet; thence N 40° 26' 28" E, 20 feet; thence N 49° 33' 32" W, 110.77 feet; thence S 85° 26' 28" W, 3.28 feet to a point on the common line between said Lot 1 and the floodway; thence S 4° 33' 32" E, 25 feet to the place of beginning.

DEDICATED BY: Marvin L. Neidens

PURPOSE OF DEDICATION:

II. SKETCH.



III. FILED 2/26/88
 POSTED TO ATLAS
 S/D COMM. ACTION 3/10/88 Approved
 M.A.P.C. ACTION 3/17/88 approved

B.C.C. ACTION 3/29/88 Approved
 PLACED ON RECORD
 CITY CLERKS NO.

Planning Agenda Item # _____

City of Wichita
City Council Meeting
March 29, 1988

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: D-1502 - DEDICATION OF UTILITY EASEMENT, LOCATED IN AN
AREA SOUTH OF CENTRAL AND EAST OF WINTERSET.

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

MAPC Recommendation: Accept the dedication. (unanimous)

Background: Marvin L. Niedens is granting this utility easement in order to satisfy a condition of lot split approval (L/S-0723).

Financial Considerations: Bill the recording costs to:
755-68-360-50000-295-000-000

Recommendations/Actions: Accept the dedication and record document.

PL/8334/5

w/645-0723

EASEMENT

THIS EASEMENT made this 12th day of February
19 88, by and between Marvin L. Niedens

of the first part and the City of Wichita, of the second part.

WITNESSETH: That the said first party in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, the receipt whereof is hereby acknowledged, does hereby grant and convey unto the said second party a perpetual right-of-way and easement for the purpose of constructing, maintaining, and repairing sewer and all other public utilities, over, along and under the following described real estate situated in Sedgwick County, Kansas, to wit:

That part of the area designated as Floodway in Block 5, Farmington Square 2nd Addition, Wichita, Kansas, described as commencing at the southern most corner of Lot 1, in said Block 5; thence N 4°33'32" W, along the common line between said Lot 1 and the Floodway, 233 feet for a place of beginning; thence S 49°33'32" E, 95.42 feet; thence N 40°26'28" E, 20 feet; thence N 49°33'32" W, 110.77 feet; thence S 85°26'28" W, 3.28 feet to a point on the common line between said Lot 1 and the Floodway; thence S 4°33'32" E, 25 feet to the place of beginning.

And said second party is hereby granted the right to enter upon said premises at any time for the purpose of constructing, operating, maintaining, and repairing such sewer and all other public utilities.

IN WITNESS WHEREOF: The said first party has signed these presents the day and year first written.

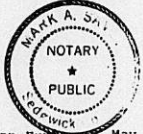
Marvin L. Niedens
Marvin L. Niedens

STATE OF KANSAS) SS
SEDGWICK COUNTY)

Be it remembered that on this 12 day of February, 1988, before me, a notary public in and for said County and State, came Marvin L. Niedens

to me personally known to be the same person(s) who executed the foregoing instrument of writing and duly acknowledged the execution of same. In testimony whereof I have hereunto set my hand and affixed my notarial seal the day and year above written.

SEAL



Mark A. Savoy
Notary Public
Mark A. Savoy



My Commission Expires May 12, 1988