

STATE OF KANSAS }  
 SEDGWICK COUNTY } SS  
 CITY OF WICHITA }

I, C. H. Funk, Clerk of the City of Wichita, Kansas, hereby certify that the foregoing is a true and correct copy of the original Ordinance No. 26-944; that said ordinance was passed at a regular meeting of the Board of Commissioners on January 29, 1963; that the record of the final vote on its passage is found on Page 2136 of Journal 77 of the Commissioners Proceedings; and that said ordinance was published in the Wichita Evening Eagle and Beacon on February 1, 1963.

  
 City Clerk

## ORDINANCE NO. 26-945

AN ORDINANCE INCLUDING AND INCORPORATING CERTAIN BLOCKS, PARCELS, PIECES AND TRACTS OF LAND WITHIN THE LIMITS AND BOUNDARIES OF THE CITY OF WICHITA, KANSAS AND RELATING THERETO.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. That the following blocks, parcels, pieces and tracts of land be and they are hereby included and brought within the corporate limits of the City of Wichita, Kansas:

The south half of Lot 14, Westfield Acres, and part of Westfield Avenue right-of-way, in the Southeast Quarter of Section 20, Township 27 South, Range 1 West of the 6th P. M., more fully described as follows:

Beginning at a point on the south line of the Southeast Quarter of Section 20 one thousand six hundred sixty-three (1663) feet west of the southeast corner of said Southeast Quarter; thence west along said south line a distance of one hundred eighty-one and ninety-two hundredths (181.92) feet to a point one hundred thirty-five (135) feet east of the west line of the east half of the west half of said Southeast Quarter; thence north parallel to said west line a distance of one thousand three hundred sixty (1360) feet; thence east a distance of sixty (60) feet; thence south parallel to the west line of the east half of the west half of said Southeast Quarter to a point two hundred seventeen and five-tenths (217.5) feet north of the south line of said Southeast Quarter; thence east parallel to said south line to a point one thousand six hundred sixty-three (1663) feet west of the east line of said Southeast Quarter; thence south to the point of beginning.

SECTION 2. That the lands specified and included in Section 1 of this ordinance, together with the lands specified and included within Section 1 of Ordinance Nos. 26-918, 26-919, 26-920, 26-925, 26-926, 26-927, 26-928, 26-930, 26-934, 26-935, 26-936, 26-937, 26-943, 26-944, be and the same are hereby declared to constitute the lands within the corporate limits and boundaries of the City of Wichita, Kansas.

SECTION 3. That if any part or portion of this ordinance shall be held or determined to be illegal, ultra vires, or void, the same shall not be held or construed to alter, change or annul any terms or provisions hereof which may be legal or lawful. And in the event this ordinance in its entirety shall be held to be ultra vires, illegal or void, then in such event the boundaries and limits of said city shall be held to be those heretofore established by law.

SECTION 4. That the City Attorney be and he is hereby instructed at the proper time to draw an ordinance re-defining the boundaries and limits of the City of Wichita, Kansas under and pursuant to G.S. 1961 Supp., 12-517 et seq.

SECTION 5. This ordinance shall take effect and be in force from and after its passage and publication once in the official city paper.

PASSED AND APPROVED AT WICHITA, KANSAS this 29th day of January, 1963

Gerald F. Byrd  
 President of the Board of Commissioners

ATTEST:  
 C. H. Funk  
 City Clerk

(SEAL)

STATE OF KANSAS )  
 SEDGWICK COUNTY ) SS  
 CITY OF WICHITA )

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*C. H. Funk*  
 City Clerk

ORDINANCE NO. 26-946

AN ORDINANCE APPROVING THE DESCRIPTION AND SURVEY OF CERTAIN EASEMENTS OR RIGHTS OF WAY IN, ON, OVER AND TO CERTAIN PRIVATE LANDS AND PROPERTY NECESSARY TO BE ACQUIRED BY PROCEEDINGS IN EMINENT DOMAIN FOR THE PURPOSE OF LAYING, INSTALLING, MAINTAINING AND OPERATING PIPES, LINES, MAINS, ELECTRICAL TRANSMISSION, CONTROL AND COMMUNICATION CIRCUITS, AND OTHER APPURTENANCES NECESSARY FOR THE CONSTRUCTION, EXTENSION AND IMPROVEMENT OF THE WATER WORKS SYSTEM AND WATER SUPPLY OF THE CITY OF WICHITA, KANSAS, FOR THE PURPOSE OF SUPPLYING SAID CITY AND ITS ENVIRONS AND THE INHABITANTS THEREOF WITH WATER FROM THE CHENEY RESERVOIR SITE, WHICH DESCRIPTION AND SURVEY HAS BEEN PREPARED AND FILED IN THE OFFICE OF THE CITY CLERK OF THE CITY OF WICHITA, KANSAS, BY THE CITY ENGINEER AND BLACK & VEATCH, CONSULTING ENGINEERS; DECLARING IT TO BE A PUBLIC NECESSITY TO ACQUIRE BY PROCEEDINGS IN EMINENT DOMAIN SUCH OF SAID EASEMENTS OR RIGHTS OF WAY AS ARE PARTICULARLY DESCRIBED HEREIN; DIRECTING THE CITY ATTORNEY TO MAKE PROPER APPLICATION TO A JUDGE OF THE DISTRICT COURT OF SEDGWICK COUNTY, KANSAS, FOR THE APPOINTMENT OF COMMISSIONERS OR APPRAISERS TO APPRAISE AND VALUE SUCH EASEMENTS OR RIGHTS OF WAY AS BY LAW PROVIDED; AND PROVIDING FOR THE PAYMENT OF THE COST OF SAID IMPROVEMENT.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. That approval is hereby given to and of the description and survey of the lands necessary to be acquired by proceedings in eminent domain for the purposes of laying, installing, maintaining and operating pipes, lines, mains, electrical transmission, control and communication circuits and other appurtenances necessary for the construction, extension and improvement of the water supply system and water works system of the City of Wichita, Kansas, for the purpose of supplying said City and its environs and the inhabitants thereof with water from the Cheney Reservoir site, which survey and description has been prepared by the City Engineer and Black & Veatch, Consulting Engineers, and filed with the City Clerk January 22, 1963, pursuant to Resolution adopted by the Board of Commissioners of the City of Wichita, on January 8, 1963.

SECTION 2. That it be and is hereby declared to be a public necessity to acquire by proceedings in eminent domain those certain easements or rights of way in, on, over and to certain private lands and property in Sedgwick County, Kansas, for the purposes set out in Section 1 of this ordinance, which easements or rights of way are described as follows, to-wit:

WICHITA, KANSAS  
 WATER WORKS IMPROVEMENTS  
 CHENEY RESERVOIR  
 R/W DESCRIPTION FOR TRANSMISSION LINE  
 GRAND RIVER TOWNSHIP

TRACT NO. 1

A strip of land 40 feet wide for permanent R/W, said strip being north 40 feet of the south 50 feet of the W $\frac{1}{2}$  SW $\frac{1}{4}$  Section 17 T27S R4W in Sedgwick County, Kansas, subject to existing easement and/or rights-of-way; containing 1.2 acres more or less.  
 Appurtenances to be constructed on the R/W will include one air valve structure.