ORDINANCE NO. 40-315

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. (A87-1)

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

SECTION 1. That, after having adopted a resolution on February 16, 1988, indicating the City was considering annexation, and after having given notice in writing to all property owners, having published notice in The Daily Reporter, the official newspaper of Wichita; and after having held a public hearing and having prepared a plan for extension of services into the area to be annexed, all as required by law, 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:

Tracts of land in the Southwest Quarter of Section 30, Township 27 South, Range 1 West of the 6th P.M.; and the Southeast Quarter of Section 25, Township 27 South, Range 2 West of the 6th P.M., more fully described as follows:

Beginning at the intersection of the west line of 119th Street West with the north line of U.S. Highway 54 as condemned in Case A-38302; thence north along the west line of 119th Street West to the south line extended west of Block 1, Resthaven Addition to Sedgwick County, Kansas; thence east along said extended south line to the southeast corner of said addition; thence north along east line of said addition to the northeast corner of said addition; thence west along the north line of said addition and said north line extended to the west line of 119th Street West; thence north along said west line to the northeast corner of Lot 4, Block 2, Wheatridge Addition to Sedgwick County, Kansas; thence westerly along the north line of said addition to the west line of Lot 1, Block 2 in said addition; thence south along said west line to the north line of Lot 8, Block 2 in said addition; thence west along the north line of said addition to the west line of the southeast quarter of Section 25, Township 27 South, Range 2 West of the 6th P.M.; thence south along said west line to the north right-of-way line of U.S. Highway 54 as condemned in Case No. A-38302; thence east along said north right-of-way line to the point of beginning. (Includes Resthaven Addition and Wheatridge Addition.)

AND

Tracts of land in the Southwest Quarter of Section 30, Township 27 South, Range 1 West of the 6th P.M., more fully described as follows:

Beginning at a point on the east line of Government Lot 4 in the Southwest Quarter of Section 30, Township 27 South, Range 1 West of the 6th P.M., said point being one thousand (1000) feet north of the north right-of-way line of U.S. Highway 54 as condemned in Case Number A-38302; thence west parallel to said north right-of-way line for a distance of seven hundred fifty (750) feet; thence north parallel to the east line of said Government Lot 4 and the east line of Government Lot 3 in said Southwest Quarter for a distance of three hundred sixty (360) feet; thence east parallel to the north line of said U.S. Highway 54 for a distance of six hundred twenty-five (625) feet; thence north parallel to the east line of said Government Lot 3 for a distance of one hundred forty (140) feet; thence east parallel to the north line of said U.S. Highway 54 to the east line of said Government Lot 3; thence south along the east line of Government Lot 3 and the east line of Government Lot 4 in said Southwest Quarter to the point of beginning.

SECTION 2. That the lands specified and included within Section 1 of this ordinance, together with the lands specified and included within Section 1 of Ordinances No. 40-081, 40-082, 40-083, 40-103, 40-145 & 40-153 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 redefining the boundaries and limits of the City of Wichita, Kansas, under and pursuant to K.S.A. 12-520, et seq.

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

ADOPTED at Wichita, Kansas, this 26TH day of APRIL, 1988.

ATTEST:

Sheldon Kamen, Mayor

Dale E. Rea, Deputy City Clerk

Approved as to form:

Thomas R. Powell, Director of Law