

D-0372 - Dedications from Vulcan Materials Co. for additional half-street R/W at the northeast and southwest corners of 63rd St. South & Ridge Rd.

POSTED
9-21-67

ACTION

ONE

S/D COMMITTEE No Hearing necessary

M.A.P.C. No hearing necessary

~~B.C.C. & C.C.~~ No hearing necessary
B.C.C. Accepted 9-27-67

Required in connection with S.C. 0205
& forwarded to Co. Engineer for
recording (outside of City 3-mile
ring)

Closed 9-20-67

MAP No. M-O-C & N-OW-A
SEC. No. 27 33
TWP. No. 28S 28S
RANGE 1W 1W

DEDICATION REPORT AND PROGRESS
CASE No. D -0372

I. OFFER TO DEDICATE: Additional half-street R/W
GENERALLY LOCATED: at the southwest and northeast corners of 63rd St.
South and Ridge Road

LEGALLY DESCRIBED AS:

DEDICATED BY: Vulcan Materials Company, P. O. Box 545
AGENT: David W. Buxton
ADDRESS: P. O. Box 997 PHONE AM 7-7361
PURPOSE OF DEDICATION:

Required in connection with SCZ-0205

II. SKETCH.

III. FILED 9-18-67
POSTED TO ATLAS
S/D COMM. ACTION No hearing neces.
M.A.P.C. ACTION No hearing neces.

S.C.C. ACTION No hearing necessary
SLC 9-27-67 Approved
PLACED ON RECORD
CITY CLERKS No.

FLEESON, GOOING, COULSON & KITCH
LAWYERS

1600 WICHITA PLAZA - POST OFFICE BOX 997

WICHITA, KANSAS 67201

AREA CODE 316 AMHERST 7-7361

WAYNE COULSON
PAUL R. RITCH
DALE M. STUCKY
DONALD R. NEWIRIK
GERRIT H. WORMHOUDT
PHILIP KASSEBAUM
JOHN E. REES
ROBERT T. CORNWELL
WILLARD B. THOMPSON
DAVID W. BURTON
JOHN T. SCHLEE
JOHN PRATHER
RICHARD I. STEPHENSON
JOHN E. MATSON
DOUGLAS D. JOHNSON

HOWARD T. FLEESON
(1608-1957)

HOMER V. GOOING
RETIRED

HUGO T. WEDELL
COUNSEL

April 17, 1969

Mr. Jack H. Galbraith
Senior Planner
Metropolitan Area Planning Commission
City Building Annex
104 South Main Street
Wichita, Kansas 67202

Dear Mr. Galbraith:

As per your request, we enclose copies of
Gift and Dedication concerning Vulcan
Materials Company.

Very truly yours,

FLEESON, GOOING, COULSON & KITCH

By

Dave Buxton

DWE/jan
Enclosures



GIFT AND DEDICATION

KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the welfare and interests of the Public, Vulcan Materials Company, Chemicals Division, being the owner of the following described real estate in Sedgwick County, to-wit:

Beginning at a point 1610 feet east and 30 feet north of the southwest corner of the SW/4 of Section 27, Township 28 South, Range 1 West of the 6th P.M.; thence north 20 feet; thence west parallel to the south line of said SW/4 to the southerly right-of-way line of the Missouri-Pacific Railroad; thence southwesterly along said right-of-way line to a point 30 feet north of the south line of said SW/4; thence east to the point of beginning,

does hereby donate, dedicate, convey and grant the above described real estate to the County of Sedgwick, State of Kansas, to be used exclusively for street purposes.

Executed this 5th day of September, 1967.

VULCAN MATERIALS COMPANY,
CHEMICALS DIVISION.

By

OK
Pres.

E. H. Coopers
Vice President

ATTEST:

J. B. Brewer
Asst. Secretary
STATE OF KANSAS
Sedgwick County } SS:

BE IT REMEMBERED, that on this 5th day of September, 1967, before me, the undersigned, a notary public in and for the county and state aforesaid, came E. H. Coopers as President (Vice) of Vulcan Materials Company, Chemicals Division, a corporation; to me personally known to be the same person who executed the above and foregoing instrument and such person duly acknowledged the execution of the same for and on behalf, and as the act and deed of, said corporation.

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

Paul S. McArthur
Notary Public

My Commission Expires:

February 15, 1968

GIFT AND DEDICATION

KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the welfare and interests of the Public, Vulcan Materials Company, Chemicals Division, hereinafter referred to as "Donor", being the owner of the following described real estate in Sedgwick County, to-wit:

Beginning at a point 30 feet east and 30 feet north of the Southwest corner of the SW/4 of Section 27, Township 28 South, Range 1 West; thence north 1130 feet parallel to the west line of said SW/4; thence east 20 feet; thence south 810 feet; thence east 25 feet; thence south 320 feet; thence west 45 feet to the point of beginning; and Beginning at a point 75 feet east and 30 feet north of the southwest corner of the SW/4 of Section 27, Township 28 South, Range 1 West; thence north 45 feet; thence east 275 feet; thence south 25 feet; thence east parallel to the south line of said SW/4 to the northerly right-of-way line of the Missouri-Pacific Railroad; thence southwesterly along said right-of-way line to a point 30 feet north of the south line of said SW/4; thence west to the point of beginning.

does hereby donate, dedicate, convey and grant the above described real estate to the County of Sedgwick, State of Kansas, to be used exclusively for street purposes, subject to the following reservation:


Donor, its successors and assigns, expressly reserves the right to preserve, maintain, operate and repair all existing gas and water lines together with the other structures, facilities and conveniences now situated on said property, so long as they remain in use by Donor its successors and assigns, unless and until the County of Sedgwick bears all costs of relocating the same to a location satisfactory to Donor. This reservation shall be null and void in the event of the substantial destruction of said gas and water lines and other structures, facilities and conveniences by fire, explosion or other casualty, or in the event the same are substantially abandoned or dismantled. No additional use of said property will be made by Donor without written approval of the donee.

This reservation shall be a covenant running with the land and shall be binding upon the successors and assigns and upon all subsequent owners of any part or portion of the above described real estate.

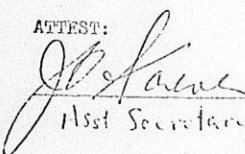
VULCAN MATERIALS COMPANY,
CHEMICALS DIVISION

Attest:
ok. p. 10/17

By


Vice President

ATTEST:


Asst Secretary

ALABAMA
STATE OF KANSAS }
JIFFESON } SS:
-SEDCWICK COUNTY }

BE IT REMEMBERED, that on this 5th day of September, 1967, before me, the undersigned, a notary public in and for the county and state aforesaid, came E. B. England, Vice President of Vulcan Materials Company, Chemicals Division, a corporation, to me personally known to be the same person who executed the above and foregoing instrument and such person duly acknowledged the execution of the same for and on behalf, and as the act and deed of, said corporation.

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

Not S. L. Lathrop
Notary Public

My Commission Expires:

February 15, 1968

GIFT AND DEDICATION

KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the welfare and interests of the Public, Vulcan Materials Company, Chemicals-Division, being the owner of the following described real estate in Sedgwick County, to-wit:

Beginning at a point 30 feet west of the southeast corner of the NE/4 of the NE/4 of Section 33, Township 28 South, Range 1 West of the 6th P.M.; thence north parallel with the east line of said NE/4 to the southerly right-of-way line of the Missouri-Pacific Railroad; thence southwesterly along said right-of-way line to a point 50 feet west of the east line of said NE/4; thence south to the south line of said NE/4 of the NE/4; thence east 20 feet to the point of beginning,

does hereby donate, dedicate, convey and grant the above described real estate to the County of Sedgwick, State of Kansas, to be used exclusively for street purposes.

Executed this 5th day of September, 1967.

VULCAN MATERIALS COMPANY,
CHEMICALS-DIVISION

By E. C. England
Vice President

ATTEST:

J. S. Winters
Notary Public
ALABAMA
STATE OF KANSAS
JEFFERSON }
SEDGWICK COUNTY } SS:

BE IT REMEMBERED, that on this 5th day of September, 1967, before me, the undersigned, a notary public in and for the county and state aforesaid, came E. C. England as President (Vice) of Vulcan Materials Company, Chemicals Division, a corporation, to me personally known to be the same person who executed the above and foregoing instrument and such person duly acknowledged the execution of the same for and on behalf, and as the act and deed of, said corporation.

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

J. S. Winters
Notary Public

My Commission Expires:

July 14, 1968

GIFT AND DEDICATION

KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the welfare and interests of the Public, Vulcan Materials Company, Chemicals Division, hereinafter referred to as "Donor", being the owner of the following described real estate in Sedgwick County, to-wit:

Beginning at a point 30 feet west and 30 feet south of the NE corner of the NE/4 of Section 33, Township 28 South, Range 1 West; thence west 390 feet parallel to the north line of said NE/4; thence south 20 feet; thence east 70 feet; thence south 25 feet; thence east 320 feet; thence north 45 feet to the point of beginning; and Beginning at a point 75 feet south and 30 feet west of the NE corner of the NE/4, Section 33, Township 28 South, Range 1 West; thence west 45 feet; thence south 275 feet parallel to the east line of said NE/4; thence east 25 feet; thence south to the northerly ROW line of the Missouri-Pacific RR; thence northeasterly along said ROW line to a point 30 feet west of the east line of said NE/4; thence north to the point of beginning;

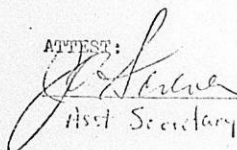
does hereby donate, dedicate, convey and grant the above described real estate to the County of Sedgwick, State of Kansas, to be used exclusively for street purposes, subject to the following reservation:

Donor, its successors and assigns, expressly reserves an easement to preserve, maintain, operate and repair all existing gas and water lines now situated on said property so long as they are in use by Donor, its successors and assigns, unless and until the county of Sedgwick bears all costs of relocating the same at a location satisfactory to Donor. This reservation shall be null and void in the event of the substantial destruction of said water and gas lines by fire, explosion or other casualty, or in the event said lines are substantially abandoned or dismantled. No expansion of this easement will be made by Donor without written approval of the donee.

This reservation shall be a covenant running with the land and shall be binding upon the successors and assigns and upon all subsequent owners of any part or portion of the above described real estate.

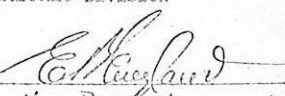
VULCAN MATERIALS COMPANY,
CHEMICALS-DIVISION

ATTEST:


Asst. Secretary

By


Vice President


Vice President

ALABAMA
STATE OF KANSAS }
JEFFERSON } SS:
SEBOWICK COUNTY }

BE IT REMEMBERED that on this 5th day of September, 1967, before me, the undersigned, a notary public, duly commissioned in and for the county and state aforesaid, came E. B. England, Vice President of Vulcan Materials Company, Chemicals-Division, a corporation, personally known to me to be such officer, and to be the same person who executed as such officer the foregoing instrument of writing in behalf of said corporation, and he duly acknowledged the execution of the same for himself and for said corporation for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on the day and year last above written.

Robert S. Weatherly, Jr.
Notary Public

My Commission Expires:

February 15, 1968

GIFT AND DEDICATION

KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the welfare and interests of the Public, Vulcan Materials Company, Chemicals-Division, hereinafter referred to as "Donor", being the owner of the following described real estate in Sedgwick County, to-wit:

Beginning at a point 30 feet west and 30 feet south of the NE corner of the NE/4 of Section 33, Township 28 South, Range 1 West; thence west 390 feet parallel to the north line of said NE/4; thence south 20 feet; thence east 70 feet; thence south 25 feet; thence east 320 feet; thence north 45 feet to the point of beginning; and Beginning at a point 75 feet south and 30 feet west of the NE corner of the NE/4, Section 33, Township 28 South, Range 1 West; thence west 45 feet; thence south 275 feet parallel to the east line of said NE/4; thence east 25 feet; thence south to the northerly ROW line of the Missouri-Pacific RR; thence northeasterly along said ROW line to a point 30 feet west of the east line of said NE/4; thence north to the point of beginning;

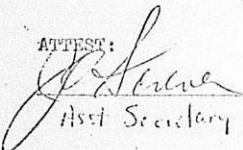
does hereby donate, dedicate, convey and grant the above described real estate to the County of Sedgwick, State of Kansas, to be used exclusively for street purposes, subject to the following reservation:

Donor, its successors and assigns, expressly reserves an easement to preserve, maintain, operate and repair all existing gas and water lines now situated on said property so long as they are in use by Donor, its successors and assigns, unless and until the county of Sedgwick bears all costs of relocating the same at a location satisfactory to Donor. This reservation shall be null and void in the event of the substantial destruction of said water and gas lines by fire, explosion or other casualty, or in the event said lines are substantially abandoned or dismantled. No expansion of this easement will be made by Donor without written approval of the donee.

This reservation shall be a covenant running with the land and shall be binding upon the successors and assigns and upon all subsequent owners of any part or portion of the above described real estate.

VULCAN MATERIALS COMPANY,
CHEMICALS-DIVISION

ATTEST:


Asst Secretary

By 
Vice President

ALABAMA
STATE OF KANSAS
JEFFERSON
SEDGWICK COUNTY

SS:

BE IT REMEMBERED that on this 5th day of September, 1967, before me, the undersigned, a notary public, duly commissioned in and for the county and state aforesaid, came E. B. Kneland, Vice President of Vulcan Materials Company, Chemicals Division, a corporation, personally known to me to be such officer, and to be the same person who executed as such officer the foregoing instrument of writing in behalf of said corporation, and he duly acknowledged the execution of the same for himself and for said corporation for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on the day and year last above written.

Edw. S. Weatherly, Jr.
Notary Public

My Commission Expires:

February 15, 1968

September 20, 1967

Mr. Wilmer Freund
County Engineer
P. O. Box 13205
Wichita, Kansas 67213

Subject: Dedication of rights-of-way at the
northeast and southwest corners of 63rd Street
South and Ridge Road

Dear Mr. Freund:

At its regular meeting on March 1, 1967, the Board of County Commissioners approved the establishment of zoning in the extended three-mile ring northwest of Haysville. Approval of the establishment of this zoning was conditioned on Vulcan Materials Company dedicating necessary street rights-of-way for 63rd Street South and Ridge Road.

Since this area lies outside the three-mile ring of the City of Wichita, the Board of City Commissioners does not have jurisdiction to accept dedications of street rights-of-way. Bob Lakin has suggested that I forward these dedications to you (which have been reviewed by Ernest McRae, County Counselor), for you to place on the County Commission Agenda for recording with the Register of Deeds.

If you have any questions concerning this matter, please call.

Sincerely,

Jack H. Galbraith
Senior Planner

JHG:bgs
Enclosures

GIFT AND DEDICATION

KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the welfare and interests of the Public, Vulcan Materials Company, Chemicals Division, being the owner of the following described real estate in Sedgwick County, to-wit:

Beginning at a point 30 feet west of the southeast corner of the NE/4 of the NE/4 of Section 32, Township 28 South, Range 1 West of the 6th P.M.; thence north parallel with the east line of said NE/4 to the southeasterly right-of-way line of the Missouri-Pacific Railroad; thence southwesterly along said right-of-way line to a point 90 feet west of the east line of said NE/4; thence south to the south line of said NE/4 of the NE/4; thence east 30 feet to the point of beginning.

does hereby donate, dedicate, convey and grant the above described real estate to the County of Sedgwick, State of Kansas, to be used exclusively for street purposes.

Executed this _____ day of _____, 1967.

VULCAN MATERIALS COMPANY,
CHEMICALS DIVISION

By E. H. Crawford



STATE OF KANSAS

SEDGWICK COUNTY

SS:

BE IT REMEMBERED, that on this _____ day of _____, 1967, before me, the undersigned, a notary public in and for the county and state aforesaid, came _____ as President (Vice) of Vulcan Materials Company, Chemicals Division, a corporation, to me personally known to be the same person who executed the above and foregoing instrument and such person duly acknowledged the execution of the same for and on behalf, and as the act and deed of, said corporation.

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

Notary Public



MICROFILMED
FROM THE BEST
AVAILABLE COPY

GIFT AND DEDICATION

KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the welfare and interests of the Public, Vulcan Materials Company, Chemicals Division, being the owner of the following described real estate in Sedgwick County, to-wit:

Beginning at a point 1610 feet east and 30 feet north of the southwest corner of the SW/4 of Section 27, Township 28 South, Range 1 West of the 6th P.M.; thence north 20 feet; thence west parallel to the south line of said SW/4 to the southerly right-of-way line of the Missouri-Pacific Railroad; thence southwesterly along said right-of-way line to a point 30 feet north of the south line of said SW/4; thence east to the point of beginning,

does hereby donate, dedicate, convey and grant the above described real estate to the County of Sedgwick, State of Kansas, to be used exclusively for street purposes.

Executed this _____ day of _____, 1967.

2 VULCAN MATERIALS COMPANY,
CHEMICALS DIVISION

By E. H. Crawford



STATE OF KANSAS
SEDGWICK COUNTY

} SS:

BE IT REMEMBERED, that on this _____ day of _____, 1967, before me, the undersigned, a notary public in and for the county and state aforesaid, came _____ as President (Vice) of Vulcan Materials Company, Chemicals Division, a corporation, to me personally known to be the same person who executed the above and foregoing instrument and such person duly acknowledged the execution of the same for and on behalf, and as the act and deed of, said corporation.

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



Notary Public

MICROFILMED
FROM THE BEST
AVAILABLE COPY

GIFT AND DEDICATION

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Beginning at a point 30 feet east and 30 feet north of the Southwest corner of the SW/4 of Section 27, Township 28 South, Range 1 West; thence north 1130 feet parallel to the west line of said SW/4; thence east 20 feet; thence south 810 feet; thence east 25 feet; thence south 320 feet; thence west 45 feet to the point of beginning; and Beginning at a point 75 feet east and 30 feet north of the southwest corner of the SW/4 of Section 27, Township 28 South, Range 1 West; thence north 45 feet; thence east 275 feet; thence south 25 feet; thence east parallel to the south line of said SW/4 to the northerly right-of-way line of the Missouri-Pacific Railroad; thence southwesterly along said right-of-way line to a point 30 feet north of the south line of said SW/4; thence west to the point of beginning.

does hereby donate, dedicate, convey and grant the above described real estate to the County of Sedgwick, State of Kansas, to be used exclusively for street purposes, subject to the following reservations:

Donor, its successors and assigns, expressly reserves the right to preserve, maintain, operate and repair all existing gas and water lines together with the other structures, facilities and conveniences now situated on said property, so long as they remain in use by Donor its successors and assigns, unless and until the County of Sedgwick bears all costs of relocating the same to a location satisfactory to Donor. This reservation shall be null and void in the event of the substantial destruction of said gas and water lines and other structures, facilities and conveniences by fire, explosion or other casualty, or in the event the same are substantially abandoned or dismantled. No additional use of said property will be made by Donor without written approval of the donee.

This reservation shall be a covenant running with the land and shall be binding upon the successors and assigns and upon all subsequent owners of any part or portion of the above described real estate.

VULCAN MATERIALS COMPANY,
CHEMICALS DIVISION

By 



MICROFILMED
FROM THE BEST
AVAILABLE COPY

STATE OF KANSAS)
) SS:
SEDGWICK COUNTY)

BE IT REMEMBERED, that on this _____ day of _____
1967, before me, the undersigned, a notary public in and for
the county and state aforesaid, came _____
_____ of Vulcan Materials Company, Chemicals Division,
a corporation, to me personally known to be the same person
who executed the above and foregoing instrument and such per-
son duly acknowledged the execution of the same for and on be-
half, and as the act and deed of, said corporation.

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

Notary Public

My Commission Expires: _____



MICROFILMED
FROM THE BEST
AVAILABLE COPY