

RESOLUTION NO. 2021-28

A RESOLUTION VACATING A PORTION OF ROAD G

WHEREAS, the Board of County Commissioners of Seward County, Kansas (hereinafter “the Board”) is the governing body of Seward County, Kansas (hereinafter “the County”), and is charged with the responsibility of determining whether roads within the County should be laid out, altered or vacated, pursuant to K.S.A. 68-102 *et seq.*; and

WHEREAS, the Board has determined that a portion of Seward County, Kansas Road G, being more particularly described below, is not a public utility by reason of neglect, nonuse, or inconvenience or from other cause or causes such road has become practically impassable and the necessity for such road as public utility does not justify the expenditure of the necessary funds to repair such road or put the same in condition for public travel; and

WHEREAS, pursuant to Resolution No. 2021-26, the Board gave proper notice of its intent to vacate certain portions of the aforementioned road and caused to be mailed by certified mail a copy of said Resolution to each owner of property adjoining the below described road, at the address where the owner’s tax statement is sent and published notice of a public hearing for interested parties to give evidence and testimony thereon; and

WHEREAS, said hearing was properly convened on November 1, 2021; and

WHEREAS, the Board following the public hearing desires to vacate the portion of Road G more particularly described below.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEWARD COUNTY, KANSAS AS FOLLOWS:

1. That following public hearing, it has been determined that a portion of Seward County, Kansas Road G, being more particularly described below, is not a public utility by reason of neglect, nonuse, or inconvenience or from other cause or causes such road has become practically impassable and the necessity for such road as public utility does not justify the expenditure of the necessary funds to repair such road or put the same in condition for public travel.
2. It is therefore determined that a portion of Seward County Road G, as contemplated by K.S.A. 68-102 (b), shall be and is hereby vacated:

A portion of a road Seward County, Kansas Road “G”, being more particularly described as follows:

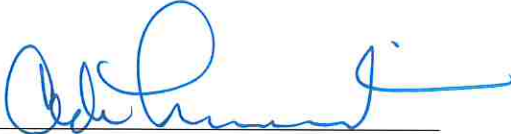
That portion of Seward County Road “G” in the Southeast Quarter (SE/4) of Section Twelve (12), Township Thirty-Five (35) South, Range

Thirty-Four (34) West and in the Southwest Quarter (SW/4) of Section Seven (7), Township Thirty-Five (35) South, Range Thirty-Three (33) West, all of which solely lies south of (and is bound by) the south right-of-way of that road commonly referred to as Old Highway 54 and north of (and is bound by) the north right-of-way of United State Highway 54 all in in Seward County, Kansas.

3. That this Resolution shall be effective from and after its passage by the Board of County Commissioners, Seward County, Kansas.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SEWARD COUNTY, KANSAS ON THIS 1st DAY OF NOVEMBER, 2021.

Board of County Commissioners,
Seward County, KS



Ada Linenbroker

ATTEST:



Stacia D. Long, County Clerk

