

ORDINANCE NO. 748

AN ORDINANCE VACATING THE ALLEY WHICH LIES WITHIN THE PROPERTIES LOCATED AT 103 NORTH B STREET AND 111 NORTH B STREET, IN THE CITY OF WASHINGTON, KANSAS.

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

Section 1. That the alley which lies within and separates the properties located at 103 North B Street and 111 North B Street, in the City of Washington, Kansas, more particularly described as the alley which lies within each property:

The alley which separates the legal description Commencing at a point 35 rods North of the Southeast corner of the Northeast Quarter of Section 2, Township 3 South, Range 3 East of the 6th P.M., in Washington County, Kansas; running thence West 235 feet; thence North 15 rods; thence East 235 feet; thence South 15 rods to the place of beginning, EXCEPT the Right-of-Way of the Chicago, Iowa & Kansas Railroad Company; FROM Lots 5, 6, 7,8 and 9, in Block 5 of Bordner's Addition to the City of Washington, and also that part of Lot 4, in Block 5 of Bordner's Addition to the City of Washington, lying South of a line 50 rods North of the South line of the Northeast Quarter of Section 2, Township 3 South, Range 3 East of the 6th P.M., in Washington County, Kansas; AND

The alley which separates the legal description Beginning at a point fifty (50) rods north of the southeast corner of the Northeast Quarter (NE1/4) of Section Two (2), Township Three (3) South, of Range Three (3) East of the 6th P.M., and running north 185 ½ feet, thence west 235 feet, thence south 185 ½ feet thence east 235 feet to the place of beginning, and being otherwise described as Out Lot No. 8 in said NE ¼ of Section 2, in Township 3 South, of Range 3 East, in Washington County, Kansas ; FROM Lots One (1), Two (2), Three (3), and the North Half (N1/2) of Lot Four (4), all in Block Five (5), Bordner's Addition to the City of Washington, in Washington County, Kansas;

be and the same is hereby vacated.

Section 2. That the title to the real estate included in said alley shall revert to the property owners of the real estate immediately abutting thereon, according to the frontage of such real estate.

Section 3. The City reserves for the City and any existing rights of all present public or private utilities, and shall have the right to ingress, egress, and regress to the above described alley for the purpose of maintenance, replacement, or installation of any utility including but not limited to sewer, gas, water, electric, cable, and telephone.

Section 4. That this ordinance shall take effect and be in full force thirty (30) days after publication in the official city newspaper.

Section 5. The city clerk shall file a certified copy of this ordinance in the office of the Register of Deeds and County Clerk for Washington County, Kansas.

PASSED by the City Council this 1st day of August, 2011.

Harold H. Jones, Jr., Mayor

ATTEST: _____
Denise M. Powell, City Clerk