

**VACATION OF A PORTION OF 150th ROAD
BETWEEN U ROAD AND V ROAD
RESOLUTION NO. 2014-6**

BE IT RESOLVED that the Board of County Commissioners, pursuant to K.S.A. 68-102, may vacate a road when it is determined that such road is not a public utility by reason of neglect, nonuse, or inconvenience or from other cause or causes that such road has become practically impassable and the necessity for such road as a public utility does not justify the expenditure of the necessary funds to repair such road or put the same in condition for public travel.

WHEREAS, the Jackson County Commissioners had requested that a portion of 150th Road lying East of U Road to V Road in Jackson County, Kansas, which portion of 150th Road lies between Section 32, Township 8 South, Range 16 East of the 6th P.M. and Section 29, Township 8 South, Range 16 East of the 6th P.M., all in Jackson County, Kansas, be vacated.

WHEREAS, pursuant to K.S.A. 68-102a a notice was published one time in the Holton Recorder on the 22nd day of January, 2014, and a copy of said publication was sent by certified mail to each owner of property adjoining the road, at the address where the owner's tax statement is sent. Proceedings for the award of damages, if any, to the property owners affected by such action, and any appeal therefrom, shall be made in the same manner as provided in K.S.A. 68-107, and amendment thereto.

WHEREAS, Eric Fritz, Jackson County Road and Bridge Co-Director, has viewed the location and has stated that the County has no need to retain a road right of way and that the road is not used by a public utility.

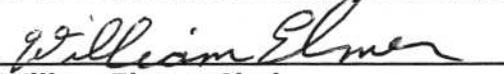
WHEREAS, a hearing was held at 10:00 a.m. on February 3, 2014, for the purpose of hearing objections to vacating the road and concerns and objections were heard.

IT IS SO ORDERED, that the following portion of 150th Road lying East of U Road to V Road in Jackson County, Kansas, which portion of 150th Road lies between Section 32, Township 8 South, Range 16 East of the 6th P.M. and Section 29, Township 8 South, Range 16 East of the 6th P.M., all in Jackson County, Kansas, be vacated, said portion of road described as follows, to-wit:

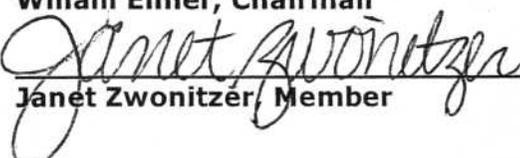
A portion of 150th Road described as follows: Commencing at the center of U Road and 150th Road and proceeding East 1,990 feet for a starting point; and from that starting point that portion of 150th Road proceeding East 3,260 feet to the intersection of V Road and 150th Road shall be vacated.

Dated this 3rd day of February, 2014.

Board of Jackson County Commissioners



William Elmer, Chairman



Janet Zwonitzer, Member

Attest:

Kathy Mick
Kathy Mick, Jackson County Clerk

Ed Kathrens
Ed Kathrens, Member

