

# ORIGINAL



## IMPROVEMENT AND LAYING OUT OF NEW ROAD RESOLUTION NO. 2014-8

**BE IT RESOLVED** that the Board of County Commissioners, pursuant to K.S.A. 68-102, may lay out and improve a road when it is determined that such proposed road is a public utility and it is deemed necessary for such road to be a public utility and it is deemed necessary for the expenditure of the necessary funds to improve such road or put the same in condition for public travel.

**WHEREAS**, the Jackson County Commissioners had requested that the following described real estate shall be improved and laid out as a new public road, to-wit:

**A parcel of land located in the Southwest Quarter of Section 33, Township 6 South, Range 15 East of the 6<sup>th</sup> P.M., Jackson County, Kansas, described as follows: Commencing at the Northwest corner of said Southwest Quarter, Thence South 0°17'43" West along the West line of said Southwest Quarter 1242.68 feet to the True Point of Beginning; Thence South 88°56'33" East parallel to the South line of the North Half of said Southwest Quarter 1600.03 feet to the West line of the Amended Plat of Holton Industrial Park, a subdivision in the Southwest Quarter of said Section 33, recorded on Slide 85 in the Jackson County Register of Deeds Office, Thence South 2°58'24" West along the West line of said subdivision 206.04 feet, Thence South 0°00'00" West 2.13 feet to a point on the North line of Meadow Acres Subdivision, a subdivision in the Southwest Quarter of said Section 33, recorded on Slide 92 in the Jackson County Register of Deeds Office, Thence North 88°50'11" West 272.01 feet to the Northwest corner of said Meadow Acres Subdivision, Thence North 0°07'12" East 127.57 feet to the Southeast corner of the Northwest Quarter of said Southwest Quarter, Thence North 88°56'33" West 1318.02 feet to the Southwest corner of the North Half of said Southwest Quarter, Thence North 0°17'43" East along the West line of said Southwest Quarter 80.01 feet to the POINT OF BEGINNING, containing 3.74 acres, and subject to any easements of record.**

**WHEREAS**, pursuant to K.S.A. 68-102a a notice was published one time in the Holton Recorder on the 19<sup>th</sup> day of February, 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 it has been determined necessary to improve and lay out a new road as above described and it has been deemed necessary for the expenditure of the necessary funds to improve such road or put the same in condition for public travel.

**WHEREAS**, a hearing was held at 10:00 a.m. on March 3, 2014, for the purpose of hearing objections to improving and laying out of the road and concerns and objections were heard.

**IT IS SO ORDERED**, that the following described real estate be improved and laid out as a public road and public utility, to-wit:

**A parcel of land located in the Southwest Quarter of Section 33, Township 6 South, Range 15 East of the 6<sup>th</sup> P.M., Jackson County, Kansas, described as follows: Commencing at the Northwest corner of said Southwest Quarter, Thence South 0°17'43" West along the West line of said Southwest Quarter 1242.68 feet to the True Point of Beginning; Thence South 88°56'33" East parallel to the South line of the North Half of said Southwest Quarter 1600.03 feet to the West line of the Amended Plat of Holton Industrial Park, a subdivision in the Southwest Quarter of said Section 33, recorded on Slide 85 in the Jackson County Register of Deeds Office, Thence South 2°58'24" West along the West line of said subdivision 206.04 feet, Thence South 0°00'00" West 2.13 feet to a point on the North line of Meadow Acres Subdivision, a subdivision in the Southwest Quarter of said Section 33, recorded on Slide 92 in the Jackson County Register of Deeds Office, Thence North 88°50'11" West 272.01 feet to the Northwest corner of said Meadow Acres Subdivision, Thence North 0°07'12" East 127.57 feet to the Southeast corner of the Northwest Quarter of said Southwest Quarter, Thence North 88°56'33" West 1318.02 feet to the Southwest corner of the North Half of said Southwest Quarter, Thence North 0°17'43" East along the West line of said Southwest Quarter 80.01 feet to the POINT OF BEGINNING, containing 3.74 acres, and subject to any easements of record.**

and further it has been deemed necessary for the expenditure of the necessary funds to improve such road or put the same in condition for public travel.

Dated this 3<sup>rd</sup> day of March, 2014.

**Board of Jackson County Commissioners**

*William Elmer*  
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William Elmer, Chairman

*Janet Zwonitzer*  
\_\_\_\_\_  
Janet Zwonitzer, Member

*Ed Kathrens*  
\_\_\_\_\_  
Ed Kathrens, Member

**Attest:**

*Kathy Mick*  
\_\_\_\_\_  
Kathy Mick, Jackson County Clerk



STATE OF KANSAS, JACKSON COUNTY  
Tammy Moulden, Register of Deeds  
Book: 483 Page: 55-56

Receipt #: 92060  
Pages Recorded: 2

Recording Fee: Other

*Tammy Moulden*

Date Recorded: 3/5/2014 1:31:12 PM



DIRECT   
INDIRECT   
NUMERICAL