

FINAL RESOLUTION AND ORDER
RESOLUTION NO. 2006V-04

Now on this 25th day of September 2006, at a duly constituted and regular meeting of the BOARD OF COUNTY COMMISSIONERS, Lincoln County, Kansas, all members of said board being present, the matter of the vacation of a certain road comes on for final hearing and order before said board.

After due consideration, and after being duly advised in the premises, the board finds, that on the 11th day of September, 2006, the said board did unanimously make a preliminary resolution proposing to vacate a certain section line road, as in their judgement said road is not a public utility by reason of neglect, nonuse, or inconvenience or from other cause or causes said road has become practically impassable and the necessity for said road as a public utility does not justify the expenditure of the necessary funds to repair said road or put the same in condition for public travel; said road described as follows:

That road beginning at the Northwest corner of Section 19, Township 13 South, Range 9 West, also being the Northeast corner of Section 24, Township 13 South, Range 10 West, running South one mile to the Southwest corner of Section 19, Township 13, Range 9 West, also being the Southeast corner of Section 24, Township 13 South, Range 10 West, said Right-of-way being fifty feet.

and that said preliminary resolution is herewith adopted and made a part of this order by reference.

The board further finds that due and legal notice of said proposed vacation has been given by publication as required by law, and the proof thereof has been duly filed with the County Clerk,

IT IS THEREFORE ORDERED, ALL MEMBERS VOTING IN THE AFFIRMATIVE: That the above described road, and every part hereof, should be vacated, and it is hereby vacated, as above described, and that the County Clerk enter the proceedings concerning said vacation upon the records, and that a copy thereof will be certified to the Register of Deeds, Lincoln County, Kansas.

BOARD OF COUNTY COMMISSIONERS, LINCOLN COUNTY, KANSAS


Steven R. Errebo, Chairman


Al Joe Wallace, Vice-Chairman

I hereby certify that I have carefully examined all of the proceedings of the Board of County Commissioners in connection with the foregoing order of vacation, and find that said proceedings have been conducted in accordance with the statutes in such cases made and fact to justify the foregoing order of vacation.


Ferry L. Finch, Member

I hereby certify that I have carefully examined all of the proceedings of the Board of County Commissioners in connection with the foregoing order of vacation, and find that said proceedings have been conducted in accordance with the statutes in such cases made and fact to justify the foregoing order of vacation.

CC: County Road Supervisor

Dated: September 25, 2006




Dawn M Harlow, County Clerk

CC: County Road Supervisor
Commissioners Journal