

FINAL RESOLUTION AND ORDER
RESOLUTION NO. 2008V-01

Now on this 21st day of April 2008, 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 7th day of April, 2008, the said board did unanimously make a preliminary resolution proposing to vacate certain roads located in Battle Creek Township, 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 roads are described as follows:

Road 1:

That road beginning at the NE corner of Section 2 thence West 1/4 mile to the NW corner of the NE1/4 NE1/4 of Section 2 all in Township 10S Range 8W said right-of-way being 40 feet.

Road 2:

That road beginning at the SE corner of Section 8 also being the NE corner of Section 17 thence West 1/2 mile to the SW corner of the SE1/4 of Section 8 also being the NW corner NE1/4 of Section 17 all in Township 10S Range 8W, right of way being 60 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 roads, and every part hereof, should be vacated, and 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



Terry L Finch, Chairman



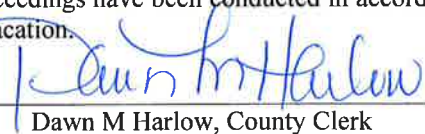
Steven R Errebo, Vice-Chairman



Al Joe Wallace, 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.

Dated: April 21, 2008



Dawn M Harlow, County Clerk

CC: County Road Supervisor
Commissioners Journal