ORTDINANCE NO. 20142

AN ORDINANCE introduced by City Manager Brent Trout authorizing initiation of condemnation proceedings to acquire temporary easements and permanent easements for Water Line Improvement Project No. T-281104.00, N.E. Strait from Seward Avenue to the Norwood Booster Pump Station

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

Section 1. That it is hereby declared necessary to condemn and appropriate for the use of the City of Topeka certain property within the corporate limits of the City of Topeka for installation of a new water line, said property being described as follows:

Parcel 17

Owner of Record: Craig N. Clark (deceased)
300 SE Norwood
Topeka, KS 66607

Contract Purchaser: NONE

Lienholder of Record: NONE

Party in Possession: Owner

Party of Interest: NONE

PROPERTY TO BE ACQUIRED:

Temporary Easement:

The South 5.00 feet of Lot 20 and the North 5.00 feet of Lot 22, Belmont Addition to the City of Topeka, Shawnee County, Kansas.

The above-described property to be acquired contains 1,372 square feet, more or less, and is subject to all rights-of-way, easements, restrictions, and covenants of record, if any.
This easement expires one (1) year after acceptance of project for maintenance.

**Permanent Easement:**

The North 20.00 feet of Lot 20, Belmont Addition to the City of Topeka, Shawnee County, Kansas.

The above-described property to be acquired contains 2,744 square feet, more or less, and is subject to all rights-of-way, easements, restrictions, and covenants of record, if any.

**Parcel 19**

Owner of Record: Arnold Jackson Hurst and Raymond Eugene Hurst (deceased)
6953 E 72nd Street
Tulsa, OK 74133-2743

Contract Purchaser: NONE

Lienholder of Record: NONE

Party in Possession: Owner

Party of Interest: NONE

**PROPERTY TO BE ACQUIRED:**

**Temporary Easement:**

The East 20.00 feet of the West 50.00 feet of the South 100 feet of the North 831 feet of the North 70 acres of the East Half of the Southwest Quarter of Section 34, Township 11 South, Range 16 East of the 6th P.M., Shawnee County, Kansas.

The above-described property to be acquired contains 2,000 square feet, more or less, and is subject to all rights-of-way, easements, restrictions, and covenants of record, if any.

This easement expires one (1) year after acceptance of project for maintenance.

**Permanent Easement:**

The West 30.00 feet of the South 100 feet of the North 831 feet of the North 70 acres of the East Half of the Southwest Quarter of Section 34, Township 11 South, Range 16 East of the 6th
P.M., Shawnee County, Kansas.

The above-described property to be acquired contains 3,000 square feet, more or less, and is subject to all rights-of-way, easements, restrictions, and covenants of record, if any.

Section 2. That the City Attorney of the City of Topeka, Kansas, on behalf of the governing body of the City of Topeka, Kansas shall present a written application to the District Court of Shawnee County, Kansas, for the appointment of appraisers to make the appraisal and assessment required by law when land is taken for public purposes, and said City Attorney shall do all things necessary for the condemnation of said land completing the appropriation of the same for public purposes.

Section 3. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the Governing Body October 2, 2018.

CITY OF TOPEKA, KANSAS

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Michelle De La Isla, Mayor

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Brenda Younger, City Clerk

ATTEST: