AN ORDINANCE introduced by Mayor Harry Felker relating to the vacation of a 15-foot wide alley extending south of SE 10th Avenue between SE Lime and SE Lawrence Streets, City of Topeka, Shawnee County, Kansas. (V01A/3) (Council District No. 3)

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That pursuant to the requirements of K.S.A. 12-504 as amended, a petition by Topeka Habitat for Humanity, Inc., as property owner, has been filed with the office of the City Clerk, requesting the vacation of the following described alley located within the City of Topeka, Shawnee County, Kansas:

A 15-foot wide alley in Block "4", Mulvane and Chase's First Addition to the City of Topeka, Shawnee County, Kansas, described as follows: Beginning at the northeast corner of Lot 19 in said Block "4"; thence easterly to the northwest corner of Lot 21 in Block "4"; thence southerly to the southwest corner of Lot 21; thence westerly to the southeast corner of Lot 19 in Block "4"; thence northerly to the point of beginning.

Section 2. That said petition has been duly published for two (2) consecutive weeks in a newspaper of general circulation and on July 17, 2001, the petition is ready for determination by the Council of the City of Topeka, Kansas.

Section 3. That the Council of the City of Topeka, after being duly informed and hearing the evidence presented finds that:

a. Legal notice was given as required by K.S.A. 12-504 as amended.

b. No private rights will be injured or endangered by such vacation.

c. The public will suffer no loss or inconvenience by such vacation.

Section 4. That the Council of the City of Topeka does hereby find that justice requires the petition of vacation to be granted and does hereby order the vacation of the below described alley located within the City of Topeka, Kansas:
A 15-foot wide alley in Block "4", Mulvane and Chase's First Addition to the City of Topeka, Shawnee County, Kansas, described as follows: Beginning at the northeast corner of Lot 19 in said Block "4"; thence easterly to the northwest corner of Lot 21 in Block "4"; thence southerly to the southwest corner of Lot 21; thence westerly to the southeast corner of Lot 19 in Block "4"; thence northerly to the point of beginning.

Section 5. This vacation shall not effect any other underlying easements, or restrictions whether platted or by instrument.

Section 6. The City Clerk is hereby directed to certify a copy of this ordinance to the Shawnee County Register of Deeds Office for appropriate recording.

Section 7. 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 Council of the City of Topeka July 17, 2001.

Harry Felker, Mayor

ATTEST:

Iris E. Walker, City Clerk

To Be Codified ___

Not To Be Codified X

APPROVED AS TO FORM & LEGALITY

JUN 28 2001

CITY ATTORNEY'S OFFICE

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