ORDINANCE NO. 17845

AN ORDINANCE introduced by Mayor Harry Felker relating to the vacation of a 25-foot wide and 60-foot wide access easement on property located at 350 NE U.S. 24 Highway, as dedicated by plat of North Topeka Golf Center, City of Topeka, Shawnee County, Kansas. (V02E/4) (Council District No. 1)

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 Ralph Lewis, co-trustee, as property owner, has been filed with the office of the City Clerk, requesting the vacation of the following described access easements located within the City of Topeka, Shawnee County, Kansas:

All that part of the platted access easement in Lot 4, Block "A", North Topeka Golf Center, City of Topeka, Shawnee County, Kansas, south of a line being parallel to the south line of said Lot 4 and being 150.00 feet north of said south line.

Section 2. That said petition has been duly published for two (2) consecutive weeks in a newspaper of general circulation and on June 11, 2002, 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 be granted and does hereby order the vacation of the below described access easements located within the City of Topeka, Kansas:

All that part of the platted access easement in Lot 4, Block "A", North Topeka Golf Center, City of Topeka, Shawnee County, Kansas, south of a line being parallel to the south line of said Lot 4 and being 150.00 feet north of said south line.

Section 5. This vacation shall not effect any other underlying easement, 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 _June 11_, 2002.

Harry Velker, Mayor

ATTEST:

Iris E. Walker, City Clerk

To Be Codified _____

Not To Be Codified _X_