

ORDINANCE NO. 889

AN ORDINANCE VACATING A PORTION OF NINTH STREET BETWEEN GREASON INDUSTRIAL PARK AND PINGER-GREASON ADDITION TO THE ORIGINAL TOWN (NOW CITY) OF ATWOOD, KANSAS.

WHEREAS, a portion of the Ninth Street Greason Industrial Park and Pinger-Greaseon Addition To The Original Town (Now City) Of Atwood, , as further described below is not improved and is not used by the public, and

WHEREAS the adjacent property owners have requested by petition the closure of this portion and agreed to bear the expense of closure, and

WHEREAS a legal notice has been given as required by K.S.A. 12-504, and

WHEREAS a public meeting as required by K.S.A. 12-504 has been held, and

WHEREAS no private rights will be injured or endangered by such vacation, and the public will suffer no loss or inconvenience thereby, and

WHEREAS it is deemed necessary, expedient and for the benefit of the public at large that the portion of the alley in Block Two (2) of Hemming's Addition to the Original town (now city) of Atwood, Rawlins County, Kansas, as further described below be vacated, closed and discontinued, and

WHEREAS the landowners benefited have agreed to pay for all costs of closing said street and related expenses,

NOW THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ATWOOD, RAWLINS COUNTY, KANSAS:

Section 1: Ordinance 871, more specifically described as:

The portion of Ninth Street between and adjacent to Lots Forty (40), Thirty-Nine (39), Thirty-eight (38), Thirty-seven (37) Thirty-Six (36) and Thirty-five (35) of Block Two (2) of the Pinegar-Greaseon Addition to the Original Town, now city, of Atwood, Rawlins County, Kansas, according to the recorded Plat thereof, and Lot One (1) in Block One (1) of the Greason Industrial Park Addition of Atwood, Rawlins County, Kansas, according to the recorded plats thereof, more particularly described as beginning at the North East Corner of Lot Forty (40) of Block Two (2) of the Pinegar-Greaseon Addition to the Original town, now City, of Atwood, thence due South along the East Boundary of said Block Two (2) of the Pinegar-Greaseon Addition to the Southeast Corner of Lot Thirty-Five (35),

thence due East to a point on the West Boundary of Lot One (1) of Block One (1), Greason Industrial Park Addition to the City of Atwood which is North of the Southwest Corner of Block One (1), Greason Industrial Park Addition to the City of Atwood, thence due North along the Boundary of Block One (1), Greason Industrial Park Addition to the City of Atwood to the Northwest Corner of Said Block One (1), thence due West to the Point of Beginning is hereby closed, vacated and discontinued.

Section 2: That title to said portion of former street is hereby become vested in the present owners of said Lots Forty (40), Thirty-Nine (39), Thirty-eight (38), Thirty-seven (37), Thirty-Six (36) and Thirty-five (35) of Block Two (2) of the Pinegar-Greason Addition to the Original Town, now city, of Atwood, Rawlins County, Kansas, according to the recorded Plat thereof, and Lot One (1) in Block One (1) of the Greason Industrial Park Addition of Atwood, Rawlins County, Kansas, according to the recorded plats thereof, each to own the half of said portion of former alley adjacent to their respective lot, SUBJECT TO the easements, restrictions and rights of ways set forth above.

Section 3: That the City of Atwood assumes no responsibility insofar as ascertaining the new boundary lines and any expenses necessary to do so shall be the expense of the respective land-owners as provided by law.

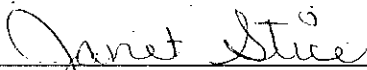
Section 4: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5: That the parties receiving portions of the alley so vacated shall be responsible for the costs of vacating said portion of said alley, and that said costs shall be a lien on the real estate so benefited until they are paid in full.

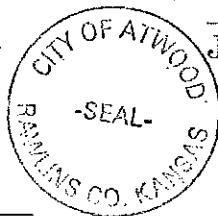
Section 6: That the City Clerk of the City of Atwood shall, immediately after this Ordinance becomes effect, file a certified copy of this Ordinance with the Register of Deeds, Rawlins County, Kansas, and a certified copy with the Clerk of the County, Rawlins County, Kansas so that those officials may enter the same upon their transfer records.

Section 7: That this ordinance shall take effect and be in force from and after its publication once in the official City newspaper.

Passed by the Council and approved by the Mayor of the City of Atwood, Kansas this 16th day of January, 2020.



Janet Stice, Mayor



ATTESTED:



Atwood City Clerk