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Raquel R Langley-Register of Deeds
Harvey County, Kansas

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Receipt #: 163106

Pages Recorded: 2

Cashier Initials: belenS

Recording Fee: \$0.00

Raquel R. Langley

Date Recorded: 4/26/2024 1:50:00 PM

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Grantor: City of Newton, Kansas

Grantee: Public

Return Address: City of Newton
ATTN: City Clerk
P.O. Box 426
Newton, KS 67114

ORDINANCE NO. 5145-24**AN ORDINANCE VACATING A UTILITY EASEMENT IN THE NEWTON AREA INDUSTRIAL PARK, SECOND ADDITION, NEWTON KANSAS.**

WHEREAS the City Commission received a petition for the vacation of a utility easement and has conducted a public hearing on the same; and

WHEREAS the City Commission of the City of Newton, Harvey County, Kansas, has determined that, pursuant to K.S.A. 12-504, *et seq.*, no private rights will be injured or endangered by vacation of a utility easement generally located northeast of the intersection of the Industrial Road and Southeast 9th Street in Newton, and that the public will suffer no loss or inconvenience thereby; and

WHEREAS no petitions of protest have been submitted to or received by the City Clerk since the public hearing on this vacation held on November 28, 2023.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF NEWTON, KANSAS:

SECTION 1. That all of that portion of the following-described easement should be and is hereby vacated, to wit:

20 feet of utility easement between Lots One (1) and Two (2), in Block One (1), Newton Area Industrial Park Second Addition, A Subdivision of a Portion of the Southwest Quarter of Section 22, Township 23 South, Range 1 East of the 6th Principal Meridian, City of Newton, Harvey County, Kansas.

Provided, however, the 20 feet of utility easement at the northern portion of said Lots will remain; and a 20-foot drainage/utility easement shall be dedicated on the western property line of said Lot 1, adjacent to the vacated Douglas Drive.

SECTION 2. This Ordinance shall take effect and be in force from and after its publication in THE NEWTON KANSAN, the official newspaper of said City.

PASSED AND ADOPTED this 23rd day of April, 2024.



Rich Stinnett, Vice Mayor

ATTEST:



Denise R. Duerksen, City Clerk