

(Published in the official county newspaper
on the 31st day of October, 2012)

RESOLUTION NO. 12-2012

A RESOLUTION CORRECTING AN ERROR IN COUNTY TAX RECORDS.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF
CHEROKEE COUNTY, KANSAS:

WHEREAS, the Board of County Commissioners of Cherokee County, Kansas, upon due consideration of the matter, finds that enacting the legislation below would correct a clerical error made in the 1960s that resulted in the taxation of property that should have been exempt from such taxation.

WHEREAS, the Board of County Commissioners of Cherokee County, Kansas, meeting in regular session this 29th day of October, 2012, does hereby resolve as follows:

Section 1. Rebate and Error Correction. The ad valorem taxes paid for the real estate described by Cherokee County, Kansas, as parcel number 206-23-0-20-03-02.01-0 for the years 2010 and 2011 are hereby ordered abated and refunded to Jeffrey McCandless and Shari McCandless. Further, the aforesaid parcel is hereby removed from the tax rolls of Cherokee County, Kansas, for the year 2012, and should be exempt from ad valorem taxation thereupon.


Section 2. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this resolution, or the application thereof to any circumstances, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this resolution.

Section 3. Repeal. The provisions of any previously enacted resolution that are inconsistent herewith are hereby repealed.

Section 4. Effective Date. This resolution shall take effect and be in full force from and after its passage and publication once in the official county newspaper.

Adopted this 29th day of October, 2012, by the BOARD OF


COMMISSIONERS OF CHEROKEE COUNTY, KANSAS.


Patrick W. Collins
County Commissioner


Richard J. Hilderbrand
County Commissioner


Jack Garner, Chairman
County Commissioner

ATTEST:


Crystal Gatewood
County Clerk of Cherokee County,
Kansas
Resolution No. *12*-2012

Prepared by:
Kevin Cure, Attorney