

(Published in the official county newspaper on the 27th day of February, 2013)

RESOLUTION NO. 4 - 2013

A RESOLUTION VACATING A ROAD.

**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 this legislation would provide for the vacating of the following in Cherokee County, Kansas: that portion of Mary Street that commences at the Northwest corner of Lot 17, in Block 6 in the Townsite of Folsom, (now Carona), Cherokee County, Kansas, according to the recorded plat thereof, thence north 25 feet, thence east 200 feet, thence south 25 feet to the Northeast corner of Lot 20, in Block 6 of the Original Plat of Carona, Cherokee County, Kansas, according to the recorded plat thereof.

WHEREAS, such road is no longer a public utility by reason of neglect, nonuse, or inconvenience or from some other cause such road has become practically impassable and the necessity for such road and alley as a public utility does not justify the expenditure of the necessary funds to repair such road and alley or put the same in condition for public travel and use.

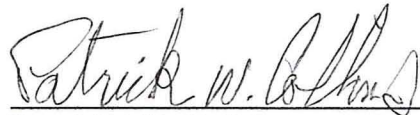
WHEREAS, the Board of County Commissioners of Cherokee County, Kansas, meeting in regular session, this 25th day of February, 2013, does hereby resolve as follows:

**Section 1. Vacating of Road.** The following road is hereby vacated: the portion of Mary Street that commences at the Northwest corner of Lot 17, in Block 6 in the Townsite of Folsom, (now Carona), Cherokee County, Kansas, according to the recorded plat thereof, thence north 25 feet, thence east 200 feet, thence south 25 feet to the Northeast corner of Lot 20, in Block 6 of the Original Plat of Carona, Cherokee County, Kansas, according to the recorded plat thereof.

**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. 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 25th day of February, 2013, by the BOARD OF COMMISSIONERS OF CHEROKEE COUNTY, KANSAS.

  
Patrick W. Collins  
County Commissioner

  
Richard J. Hilderbrand  
County Commissioner

  
Charlie Napier  
County Commissioner

ATTEST:  
  
Rodney Edmondson  
County Clerk of Cherokee County,  
Kansas  
Resolution No. 4 - 2013

Prepared by:  
Kevin Cure, Attorney