

RESOLUTION NO. 8 2013**A RESOLUTION VACATING ROADS AND ALLEYS.**

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 roads and alleys located in the former City of Treece, Cherokee County, Kansas, described as follows:

The following roads and alleys in the Original Plat of Picher and Chubb's First Addition to Picher Now Treece, according to the recorded Plats thereof:

Columbus Avenue, Washington Avenue, Park Avenue, Lucky Avenue, Kansas Avenue and Prospect Avenue, all running north and south between Line Street on the South and Grove Road on the North;

Line Street, Main Street, Picher Street and Mound Street, all running east and west between Columbus Avenue on the East and Prospect Avenue on the West; and

All alleys or other thoroughfares located within Blocks 1 through 16 in the Original Plat of Picher, and within Blocks 1 through 4 in Chubb's First Addition to Picher Now Treece, as shown on the recorded Plats thereof.

WHEREAS, as part of a federal/state buyout of contaminated property, such roads and alleys have been removed or made largely impassable. The continued public use of such roads and alleys is no longer necessary, and the cost and expense to repair and maintain the same in a condition suitable for public travel cannot be justified.

WHEREAS, the public will suffer no loss nor inconvenience as a result of vacating said roads and alleys, nor will any private rights be injured or endangered thereby. Notice of this hearing has been given by publication as required by law.

WHEREAS, the Board of County Commissioners of Cherokee County, Kansas, meeting in regular session, this 1st day of April, 2013, does hereby resolve as follows:

Section 1. Vacating of Roads and Alleys. The following roads and alleys in The Original Plat of Picher and Chubb's First Addition to Picher Now Treece, both in Cherokee County, Kansas, are hereby vacated:

Columbus Avenue, Washington Avenue, Park Avenue, Lucky Avenue, Kansas Avenue and Prospect Avenue, all running north and south between Line Street on the South and Grove Road on the North;

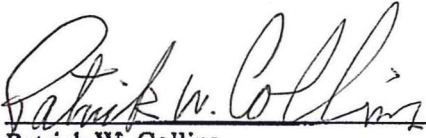
Line Street, Main Street, Picher Street and Mound Street, all running east and west between Columbus Avenue on the East and Prospect Avenue on the West; and

All alleys or other thoroughfares located within Blocks 1 through 16 in the Original Plat of Picher, and within Blocks 1 through 4 in Chubb's First Addition to Picher Now Treece, as shown on the recorded Plats 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.

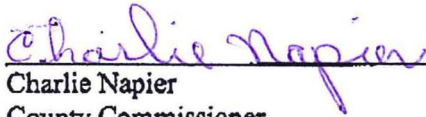
Adopted this 1st day of April, 2013, by the BOARD OF COMMISSIONERS OF CHEROKEE COUNTY, KANSAS.



Patrick W. Collins
County Commissioner

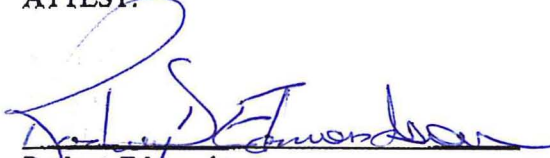


Richard J. Hilderbrand
County Commissioner



Charlie Napier
County Commissioner

ATTEST:



Rodney Edmondson
County Clerk, Cherokee County, Kansas

Approved By:



Kevin Cure, Cherokee County Counselor