



Receipt #: 19687
Pages Recorded: 3

Total Fees: No Charge

BY: *Stephanie J. Ollenborger*
Lori L. Winacher, Deputy

RESOLUTION 23-02

Date Recorded: 8/14/2023 4:42:01 PM

RESOLUTION VACATING A COUNTY ROAD

WHEREAS, the ELK County Commission is vested with the sole authority to determine which roads should be laid out, altered or vacated pursuant to K.S.A. 68-102; and

WHEREAS, the BOARD my vacate any road in the county due to nonuse or the fact that the road does not serve the public at large.

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

That the below described road be and is hereby vacated due to the same not serving a public purpose and nonuse. That this determination was made following the filing of a petition by an adjoining landowner, the giving of notice pursuant to KSA 68-102a, a viewing by the BOARD and an opportunity for the public to be heard; to wit:

All that portion of Rock Road commencing at the East right of way boundary of Road 21 thence East between Section 1, Township 29 South, Range 11 East and Section 36, Township 28 South, Range 11 East generally following the section line for 3/4 of a mile thence South of a 1/4 mile thence East a 1/4 mile to the section boundary line between Sections 1, Township 29 South, Range 11 East and Section 6, Township 29 South, Range 12 East, thence east approximately 1 mile generally following the line between the North half and South half of the North half of Section 6, Township 29 South, Range 12 East to the West boundary line of Road 23 all in Elk County Kansas. **Vacating said Road for its entire length and width as described.**

That the County Clerk shall cause a certified copy of this resolution to be filed and recorded in the Office of the Register of Deeds of Elk County, Kansas.

That this resolution shall take effect and be in force effective upon the formal approval of this resolution by the Board of the Elk County Commission.

ADOPTED AND APPROVED, at this regular meeting on the 10th day of July, 2023.

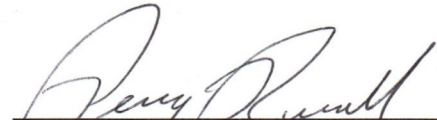
THE BOARD OF COUNTY COMMISSIONERS
OF ELK COUNTY, KANSAS

[Signature]

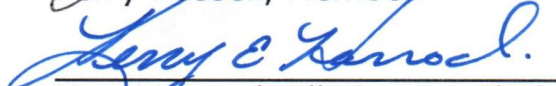
Doug Hendricks, Member

[Signature]

Jake Liebau, Chairman



Perry Russell, Member



Kerry Harrod, Elk County Clerk



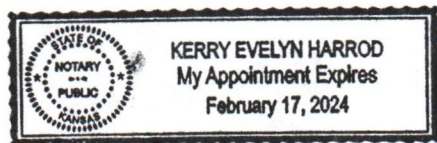
Paul E. Dean, County Counselor

ATTEST:Kerry Harrod, ELK County Clerk

STATE OF Kansas, COUNTY OF ELK, ss:

Be it remembered that on this 10th day of July, 2023, before me, the undersigned, a Notary Public, duly commissioned, in and for the County and State aforesaid, came Jake Liebau, Doug Hendricks and Perry Russell, personally known to me to be the same persons who executed the foregoing instrument of writing and they duly acknowledged the execution of the same for themselves for the uses and purposes herein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above written.




Notary Public