

March 8, 1978

The Board of County Commissioners of Douglas County met in regular adjourned session with all members of the Board present.

Approved the minutes of the meeting of March 6, 1978.

Comm. Order:
#1755

The Board approved Commissioners Cancellation Order No. 1755. Order is on file in the office of the County Clerk.

Sheriff Rex Johnson notified the Board that Lawrence C. Howell, corrections officer, terminated February 28, 1978.

Planning: app.
93.4% Dg. Co. Comp
Plan

The Board noted receipt of a monthly progress report on the development of the Douglas County Comprehensive Plan. It is indicated by the consultant Ron Jones & Associates that the project is 93.4% completed overall and that this month charges are due in the amount of \$550 and the report is forwarded to the Board by Roger Hedrick, director of planning, with the recommendation that the project appears to be progressing satisfactorily and that the payment in the amount of \$550 less 10% which is \$495 be approved. After review of this progress report it was moved by Mrs. Bradley that the recommended payment of \$495 be approved and paid from revenue sharing funds, seconded by Mr. Neis, and carried unanimously.

Vacate: app.
Portion of
Missouri St.

At the published hour of 9:00 a.m. the Board considered a Petition from the City of Lawrence, Kansas, to the Board of Commissioners of Douglas County, Kansas, which is a request for an Order to Vacate a portion of Missouri Street in the City of Lawrence, Kansas, described as Beginning at the southwest corner of Block 42, West Lawrence, an addition to the City of Lawrence, Kansas, thence North along the East right of way of Missouri Street, to the Northwest corner of Lot 130, in said Block 42, thence west to the Northeast corner of Lot 129, Block 43, in said Addition, thence south along the west right of way line of Missouri Street to the southeast corner of Lot 81 in said Block, thence east to the point of beginning. The petitioner appears by its counsel Mr. Gerald L. Cooley, of Lawrence, Kansas, and there are no other appearances in person or by attorney. Mr. Cooley presented an Affidavit in Proof of Publication which indicates that the first publication of the legal notice of hearing of this petition was published on the 24th day of February 1978 with subsequent publication on the 3rd of March 1978. With all members of the Board being present, the Board examines the file, hears the comments from the attorney for the petitioner and thereupon finds as follows with reference to the above-described property:

1. That the Board has jurisdiction of the subject matter of said petition, pursuant to K.S.A. 12-504 et seq.
2. That notice of hearing on said petition and the affidavit of publication thereof are examined and found to have been duly made in strict conformity with the laws of the State of Kansas.
3. That no private rights will be injured or endangered by such vacation.
4. That no written objection to said petition has been filed with the County Clerk at the time of or prior to this hearing.
5. That the public will suffer no loss or inconvenience by said vacation, and that in justice to the petitioner the prayer of the petitioner should be and the same is hereby granted.

6. That there shall be reserved to the City of Lawrence, Kansas, and all owners of lesser rights, for public utilities, rights-of-ways and easements for public service facilities, all such rights now in existence and use, including the following, to-wit:

(a) An easement for a 66 inch storm sewer 7.5 feet either side of the following described line:

Beginning at a point 134.09 feet north of the northwest corner of Lot 136, Block 42, West Lawrence, an addition to the City of Lawrence, thence west 9.0 feet, thence southwesterly 167.0 feet to a point 28.92 feet south and 40.0 feet west of the northwest corner of said Lot 136, thence southwesterly 46.0 feet to a point 3.0 feet south of the southeast corner of Lot 135, Block 43, in said addition, said point being the termination of the line.

(b) An easement for a 36 inch storm sewer 7.5 feet either side of the following described line:

Beginning at a point 134.09 feet north of and 9.0 feet west of the northwest corner of Lot 136, Block 42, West Lawrence, an Addition to the City of Lawrence, Kansas, thence westerly 41.0 feet, to a point 130.0 feet north of and 50.0 feet west of the northwest corner of said Lot 136, thence southwesterly 40.0 feet, to a point 100.0 feet north and 77.0 feet west of the northwest corner of said Lot 136, said point being the termination of the line.

(c) An easement for a 24 inch storm sewer 7.5 feet either side of the following described line: