

COMMISSIONERS RECORD 5, DOUGLAS COUNTY

Term, 19

day of

19

Lockwood Co., Inc. Reorder No. 18542B-12-78

(6) That the Governing Body of the City of Lawrence, Kansas, did on the 24th day of March 1981, unanimously approve and authorize the filing of this petition and all proceedings hereunder.

The petitioner is represented in this instance by Counselor Gerald L. Cooley and no other persons appeared in protest of this petition. The petitioner presented to the Board an Affidavit in Proof of Publication which indicates that legal notice in the newspaper of record for Douglas County has been given. After a complete review of the details of this requested vacation it was moved by Mr. Cragan that the following Order of Vacation be adopted: That on this 22nd day of April 1981, this petition for vacation comes on for hearing before the Board of County Commissioners of Douglas County, Kansas, upon the petition of the City of Lawrence, Kansas, for an order vacating that portion of Perry Street described as commencing at the Northwest corner of Lot Four (4), in Block Four (4), in Smith's Subdivision, in that part of the City of Lawrence, Douglas County, Kansas, formerly known as North Lawrence; thence East along the South line of said Perry Street to the Northeast corner of Lot One (1), in Block Four (4), in said Smith's Subdivision; thence North to the Southeast corner of Lot Eight (8), in Block One (1), in said Smith's Subdivision; thence West along the North line of said Perry Street to the Southwest corner of Lot Six (6), in Block One (1), in said Smith's Subdivision; thence South to the point of beginning, all in the City of Lawrence, Douglas County, Kansas. The Board examines the file, hears the comments of the attorney for the petitioner and being duly advised in the premises unanimously finds as follows: to-wit:

(1) That the board has jurisdiction of subject matter of said petition pursuant to K.S.A. 12-504 et seq., as amended.

(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, right-of-ways and easements for public service facilities, all such rights now in existence and use.

(7) That the County Clerk shall certify a copy of this order to the Register of Deeds of Douglas County, Kansas, for recording as provided by K.S.A. 12-505, and amendments thereto.

It is therefore by the Board of County Commissioners of Douglas County, Kansas, considered and unanimously ordered that the portion of Perry Street described as commencing at the Northwest corner of Lot Four (4), in Block Four (4), in Smith's Subdivision, in that part of the City of Lawrence, Douglas County, Kansas, formerly known as North Lawrence; thence East along the South line of said Perry Street to the Northeast corner of Lot One (1), in Block Four (4), in said Smith's Subdivision; thence North to the Southeast corner of Lot Eight (8), in Block One (1), in said Smith's Subdivision; thence West along the North line of said Perry Street to the Southwest corner of Lot (6), in Block One (1), in said Smith's Subdivision; thence South to the point of beginning, all in the City of Lawrence, Douglas County, Kansas, be vacated, subject however to the reservations unto the City of Lawrence, Kansas, and the owners of any lesser property rights for public service utilities, right-of-ways and easements for public service facilities now in existence and use. Motion seconded by Mr. Neis and carried.

Fremont Hornberger, maintenance supervisor, appeared before the Board with a quote from Stadiums Unlimited, Grinnell, Iowa, for 72 ft. (2) rails and (2) side rails with bolts, elbows, and connectors, including freight, in the amount of \$390. These rails are to be used on the bleachers at the 4-H fairgrounds to replace the wood rails which have rotted and are unsafe. Mr. Hornberger stated that Stadiums Unlimited is the only company that manufactures railing for these bleachers. Mr. Hornberger recommended that this quote be approved and paid from the fair fund. After discussion it was moved by Mr. Cragan that this recommendation be approved, seconded by Mr. Neis, and carried.

Ted McFarlane, Douglas County ambulance service manager, appeared before the Board and presented a quote for three XP-One short boards, in the amount of \$155 each for a total of \$465, from Lifeline Products, Kansas City, Missouri. Mr. McFarlane recommended that this quote be approved. After discussion it was moved by Mr. Cragan that this quote be approved, seconded by Mr. Neis, and carried.

No further business, the Board adjourned to meet on Thursday, April 23, 1981.

ATTEST:

Patty James
Patty James

County Clerk

Robert Neis
Robert Neis

Chairman

*Fairgrounds:
Purch materials
for bleachers*

*Ambulance:
Purch 3 XP-One
short boards*