

ORDINANCE NO. 959

**AN ORDINANCE ANNEXING LAND INTO THE CORPORATE LIMITS
OF THE CITY OF DOWNS, KANSAS
(Published August 20, 2015)**

WHEREAS, the following described land adjoins the City of Downs, Kansas, and is generally located north of Highway 24 and one tract located in the southeast quarter of the City of Downs, Kansas

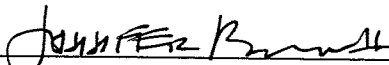
WHEREAS, a written petition for annexation of the following described land, signed by all of the owners thereof, has been filed with the City of Downs, Kansas, find it advisable to annex such land.

**NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY
OF THE CITY OF DOWNS, KANSAS THAT:**

Section 1. That the following described land is hereby annexed and made a part of the City of Downs, Kansas; See Attached Exhibit A.

Section 2. That this ordinance shall take effect and be in force from and after its publication in the official city newspaper

Passed by the city council this 17th day of August, 2015.
Signed by the mayor on the 17th day of August, 2015.


Jennifer Brush, Mayor

ATTEST:


Vickie Oviatt, City Clerk

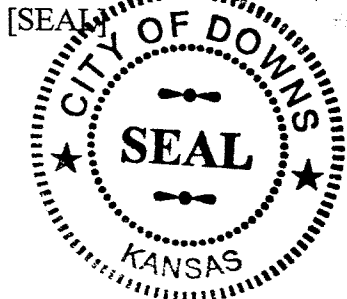


EXHIBIT A

TRACT 1

A parcel of land in the Southwest Quarter (SW $\frac{1}{4}$) of Section 21, Township Six (6) South, Range Eleven (11) West of the sixth p.m., Osborne County, Kansas, more particularly described as follows: BEGINNING at the Southwest corner of said Southwest Quarter; Thence North 00 degrees 00 minutes 00 seconds West along the West line of Southwest Quarter a distance of 710 feet; thence East approximately 1158 feet to the Cary property line; thence South 710 feet; thence West to point of beginning

TRACT 2

A tract of land located in the South Half of the Southwest quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 21, Township 6 South, Range 11, West of the 6th P.M., Osborne County, Kansas, described as follows: Beginning at a point 1158.0 feet East of the Southwest Corner of the Southwest Quarter of Section 21, Township 6 South, Range 11, thence East along the South line of said Southwest Quarter to a point 1158.21 feet West of the Southeast corner of said Southwest Quarter; thence North a distance of 51 feet; thence West a distance of 110 feet; thence North a distance of 110 feet; thence East a distance of 110 feet; thence North a distance of 549 feet; thence South 89 degrees 27 minutes 02 seconds West a distance of 324 feet, more or less; thence South 01 degrees 30 minutes 40 seconds East a distance of 710 feet to the point of beginning, subject to highway and road right-of-way and easements of record.

TRACT 3

A tract of land in the Southwest Quarter (SW $\frac{1}{4}$) of Section 21, Township 6 South, Range 11 West of the 6th P.M., more particularly described as follows: Beginning at a point 968.21 feet West of the Southeast corner of the Southwest quarter of Section 21, Township 6 South, Range 11, West of the 6th P.M., Osborne County, Kansas, thence West along the South Line of said Section line 190 feet to a point; thence North 329 to a point; thence East 190 feet to a point; thence South 329 feet to the point of beginning.

TRACT 4

A tract of land in the Southwest Quarter (SW $\frac{1}{4}$) of Section 21, Township 6 South, Range 11 West of the 6th P.M., more particularly described as follows: Beginning at a point 1158.21 feet West and 51 feet North of the Southeast corner of the Southwest Quarter of said Section 21, which point is on the North right of way line of US Highway 24; thence West 110 feet along said right of way to a point; thence North 110 feet to a point; thence East 110 feet to a point; thence South 110 feet to the point of beginning.

TRACT 5

Beginning at a point where the North line of US Highway No. 24, if extended, would intersect the East line of Kansas Highway No. 181, if extended, such point of beginning being in the West Half of the Southwest Quarter of Section Twenty-two (22), Township Six (6) South, Range Eleven (11) West of the sixth p.m., Osborne County, Kansas, running thence East 220 feet, thence North 110 feet, thence West 220 feet, thence South 110 feet to the place of beginning, subject however, to land taken for highway purposes in the Southwest corner of said eighty acre tract and subject to an entrance reserved by way of easement recorded in Book A35, Page 11, said easement reserved to cover a tract of ground described as follows: Beginning at the Southeast corner of the tract of land above conveyed, running thence West 10 feet, thence North 55 feet, thence East 20 feet, thence South 55 feet, thence west 10 feet to the place of beginning, Osborne Count Kansas.

TRACT 6

A tract of land in the East Half of the Southwest Quarter of Section Twenty-two (22), Township Six (6) South, Range Eleven (11) West of the sixth p.m., Osborne County, Kansas, more particularly described as follows: Beginning at a point on the North Right-of-way line of US Highway 24, 707.5 feet West of the East line of said Quarter Section; thence West along said North right-of-way line, 464.5 feet; thence South at right angels 180.0 feet; thence East parallel to said North right-of-way line, 464.5 feet; thence North to the place of beginning. The above contains 1.92 acres, more or less.

TRACT 7

A tract of land in the Southwest Quarter (SW $\frac{1}{4}$) of Section Twenty-Seven (27), Township Six (6) South, Range Eleven (11) West of the sixth p.m., Osborne County, Kansas, more particularly described as follows: commencing at the Northeast corner of the Southwest Quarter; thence South 00 Degrees 57 Minutes 51 Seconds West along the East line of the Southwest Quarter for a distance of 53.00 feet to the South right-of-way of a public road (Commercial St.); Thence North 89 Degrees 53 Minutes 43 Seconds West for a distance of 12 feet to the POINT OF BEGINNING; thence South 00 Degrees 57 Minutes 51 Seconds West for a distance of 862.50 feet; thence westerly to a point on the public road (Clark St.) where the South line of Block 3 Peterman's Addition to the City of Downs, Kansas, if extended, would intersect the East line of the Clark St; thence northerly to the South line of Lot 19 in Block 25 of the Original Town of Downs, Kansas; thence easterly to the Southeast corner of lot 20 in Block 25, Original Town; thence northerly along the east boundary of Blocks 24 & 25 of the Original Town of Downs, Kansas to the public road (Commercial St.); thence easterly to the point of beginning; this being a part of a larger tract owned by Solomon Valley Enterprises, LLC.

TRACT 8

A parcel of land in the Northeast Quarter (NE $\frac{1}{4}$) of Section Twenty-nine (29), Township Six (6)

South, Range Eleven (11) West of the sixth p.m., Osborne County, Kansas, more particularly described as follows: BEGINNING at the Northeast Corner of the Northeast Quarter (NE $\frac{1}{4}$) of Section Twenty-nine (29), Township Six (6) South, Range Eleven (11) West: thence southerly along the east line of said Northeast Quarter (NE $\frac{1}{4}$), 388.00'; thence westerly on a deflection angle to the right of 89 degrees 25 minutes 20 seconds, parallel with the North Line of said Northeast Quarter (NE $\frac{1}{4}$), 450.00'; thence northerly on a deflection angle to the right of 90 degrees 34 minutes 40 seconds, parallel with the East Line of said Northeast Quarter (NE $\frac{1}{4}$), 388.00', to a point on the North Line of the Northeast Quarter (NE $\frac{1}{4}$) of Section Twenty-nine (29), Township Six (6) South, Range Eleven (11) West; thence easterly along said North Line 450.00', to the Point of Beginning, containing 4.0 acres inclusive of road Right-of-way .

ORDINANCE NO. 959 SUMMARY

On August 17, 2015, the City of Downs, Kansas adopted Ordinance No 959 regarding the Voluntary Annexation of Eight Tracts of Land into the City of Downs. Four of these tracts lie in Section 21, Two lie in Section 22, One lies in Section 27 and One lies in Section 29 all in Township 6 South, Range 11 West of the Sixth P.M.. A complete copy of this ordinance is available at WWW.DownsKS.net or at city hall at 715 Railroad Avenue, Downs, Kansas. This summary certified by Bruce Berkley, City Attorney