

## ORDINANCE 2013-02

### AN ORDINANCE OF THE CITY OF MCLOUTH, KANSAS, PERTAINING TO ANNEXATION OF A PUBLIC HIGHWAY WITHIN THE BORDERS OF MCLOUTH, KANSAS.

**WHEREAS**, the tract of land at the South half of Section 5, Township 10 S, Range 20 E, being both in the Southeast 1/4 of the Southwest Quarter, and the Southwest 1/4 of the Southeast Quarter, Jefferson County, Kansas, commonly known as the Kansas Department of Transportation Highway 92 right of way, is abutted on both sides by property previously annexed by the City of McLouth, Kansas, and

**WHEREAS**, K.S.A. 12-520(a)(4) permits a Kansas municipality to annex land that lies within or mainly within the city limits; and

**WHEREAS**, K.S.A. 12-520(f) permits a Kansas municipality to annex a highway within the City limits, so long as the property abutting both sides of the highway is already within the City, and

**WHEREAS**, the property abutting the highway to be annexed on both sides is within the city limits of McLouth, Kansas.

#### BE IT ORDAINED BY THE CITY OF MCLOUTH, KANSAS:

**SECTION ONE:** The City Council finds that annexation of the real property set forth within this ordinance is in the best interests of the City of McLouth, and that annexation is proper pursuant to K.S.A. 12-520(a)(4) and K.S.A. 12-520(f).

**SECTION TWO:** The City Council does hereby annex the following property into the City, located in Jefferson County, Kansas, legally described as:

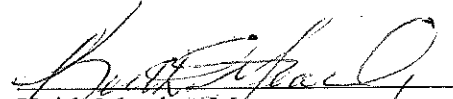
A tract of land lying in the South half of Section 5, Township 10 S, Range 20 E, being in both the Southeast 1/4 of the Southwest Quarter and the Southwest 1/4 of the Southeast Quarter, Jefferson County, Kansas, set forth as follows:

Beginning at the Southeast Corner of the Southwest Quarter of Section 5, thence West 44.50 feet, along the South line of said Southwest Quarter and the South right-of-way line of K-92 Highway, per recorded document Book 159, Page 537, as now established, thence North along said right-of-way a distance of 726.07 feet, to a point on the North property line of a parcel recorded in Book 289, Page 372, thence East along a prolongation of the North property line of said parcel recorded in Book 289, Page 372, a distance of 45.56 feet to the East line of the Southwest Quarter of said Section 5, continuing East a distance of 54.48 feet to a point on the East right-of-way line of K-92 Highway, per recorded document, Book 159, Page 577, as now established, then South along said right-of-way, a

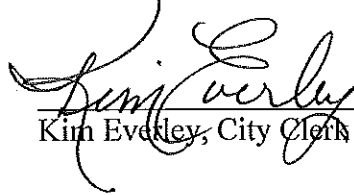
distance of 725.98 feet, to a point on the South line of the Southeast Quarter of Section 5, then West along the South line of the Southeast Quarter, a distance of 55.50 feet to the point of beginning, containing 72,615 feet/1.66 acres, more or less.

SECTION THREE: This ordinance shall be effective upon passage and publication as required by law.

PASSED AND APPROVED THIS 18th day of June, 2013.

  
Keith Meador, Mayor

ATTEST:

  
Kim Everley, City Clerk

Approved to form and legality by:

  
Trevin Wray, City Attorney

