

**ORDINANCE NO. 2539**

AN ORDINANCE ANNEXING LAND NORTHWEST OF US56 HWY AND 183<sup>RD</sup> STREET TO THE CITY OF GARDNER, KANSAS.

WHEREAS, the following described land is located in Johnson County, Kansas;

WHEREAS, the following described lands are City owned properties and accordingly may be annexed pursuant to K.S.A. 12-520(a) (2); and

WHEREAS, the Governing Body of the City of Gardner, Kansas, finds it advisable to annex such land.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARDNER, KANSAS:

SECTION ONE That the following described land, meeting the conditions for annexation prescribed in K.S.A. 12-520, is hereby annexed and made a part of the City of Gardner, Kansas:

Exhibit A: 32120 US 56 Hwy

THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE 1/ 4 SW 1/ 4) OF SECTION 27, TOWNSHIP 14, RANGE 22, JOHNSON COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE CENTER OF THE SOUTHWEST QUARTER OF SECTION 27; THENCE EASTERLY ALONG THE NORTH LINE OF THE SOUTHEAST QUARTER (SE 1/ 4) OF THE SOUTHWEST QUARTER (SW 1/ 4) OF SECTION 27, A DISTANCE OF 675.25 FEET; THENCE SOUTHEASTERLY TO A POINT ON THE NORTH LINE OF U.S. HIGHWAY NO. 56, 351 FEET SOUTHWESTERLY FROM THE POINT OF INTERSECTION OF SAID HIGHWAY LINE A DISTANCE OF 289.60 FEET; THENCE SOUTHWESTERLY ALONG THE NORTH LINE OF SAID HIGHWAY, A DISTANCE OF 895.70 FEET; THENCE NORTHERLY, PARALLEL TO THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE 1/ 4 SW 1/ 4) OF SECTION 27, A DISTANCE OF 307.66 FEET; THENCE WESTERLY, AND PARALLEL TO THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE 1/ 4 SW 1/ 4) OF SECTION 27, A DISTANCE OF 176 FEET TO A POINT ON THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE 1/ 4 SW 1/ 4) OF SECTION 27; THENCE NORTHERLY ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 27, A DISTANCE OF 514.96 FEET TO THE POINT OF BEGINNING, EXCEPT THAT PART IN ROADS AND HIGHWAYS

AND

LESS THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE 1/4 SW 1/4) OF SECTION TWENTY SEVEN ( 27), TOWNSHIP FOURTEEN (14), RANGE TWENTY TWO (22) IN JOHNSON COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS; BEGINNING AT A POINT 514.96 FEET SOUTH AND 176.00 FEET EAST OF THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE 1/4 SW 1/4) OF SAID SECTION TWENTY SEVEN ( 27); THENCE SOUTH 307.66 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF U.S. HIGHWAY #56; THENCE NORTHEASTERLY 266.99 FEET ALONG THE NORTHERLY RIGHT OF WAY LINE OF SAID HIGHWAY #56; THENCE NORTHWESTERLY AT A RIGHT ANGLE TO SAID RIGHT OF WAY LINE, 208.81 FEET; THENCE SOUTHWESTERLY 68.02 FEET TO THE POINT OF BEGINNING.

LESS THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP 14 SOUTH, RANGE 22 EAST, JOHNSON COUNTY, STATE OF KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE CENTER OF THE SOUTHWEST QUARTER OF SAID SECTION 27; THENCE EASTERLY ALONG THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 27, 675.25 FEET; THENCE SOUTHEASTERLY TO A POINT ON THE NORTH LINE OF U.S. HIGHWAY NO. 56, 289.60 FEET, SAID POINT BEING 351.0 FEET SOUTHWESTERLY FROM THE POINT OF INTERSECTION OF SAID HIGHWAY RIGHT OF WAY LINE AND THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 27; THENCE SOUTHWESTERLY ALONG THE SAID RIGHT OF WAY LINE 420.00 FEET TO THE POINT OF BEGINNING; THENCE NORTHWESTERLY AT A RIGHT ANGLE TO SAID RIGHT OF WAY LINE 208.71 FEET; THENCE SOUTHWESTERLY AND PARALLEL WITH SAID RIGHT OF WAY LINE 208.71 FEET; THENCE SOUTHEASTERLY 208.71 FEET, SAID POINT BEING ON SAID RIGHT OF WAY LINE; THENCE NORTHEASTERLY ALONG SAID RIGHT OF WAY LINE 208.71 FEET TO THE POINT OF BEGINNING.

Exhibit B: 32180 US 56 Hwy

THAT PART OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 27, TOWNSHIP 14 SOUTH, RANGE 22 EAST, JOHNSON COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE CENTER OF THE SOUTHWEST 1/4 OF SAID SECTION 27; THENCE EASTERLY ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 27, 675.25 FEET; THENCE SOUTHEASTERLY TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY #56 289.60 FEET, SAID POINT BEING 351.0 FEET SOUTHWESTERLY FROM THE POINT OF INTERSECTION OF SAID HIGHWAY RIGHT-OF-WAY LINE AND THE NORTH LINE OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 27, THENCE SOUTHWESTERLY ALONG THE SAID RIGHT-OF-WAY LINE 420.00 FEET TO THE POINT OF BEGINNING; THENCE NORTHWESTERLY AT A RIGHT ANGLE TO SAID RIGHT-OF-WAY LINE, 208.71 FEET; THENCE SOUTHWESTERLY AND PARALLEL WITH SAID RIGHT-OF-WAY LINE 208.71 FEET; THENCE SOUTHEASTERLY 208.71 FEET TO A POINT ON THE SAID RIGHT-OF-WAY LINE OF HIGHWAY #56; THENCE NORTHEASTERLY 208.71 FEET ALONG THE SAID RIGHT-OF-WAY LINE OF HIGHWAY #56 TO THE POINT OF BEGINNING, ACCORDING THE RECORDED PLAT THEREOF.

Exhibit C: 32280 US 56 Hwy

A PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP, 14, RANGE 22, JOHNSON COUNTY, KANSAS. MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE NORTH LINE OF U.S. HIGHWAY NO. 50 WHERE IT INTERSECTS THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP 14, RANGE 22, THENCE NORTH ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 27, A DISTANCE OF 460.52 FEET; THENCE EAST, NORMAL TO THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 27, A DISTANCE OF 176 FEET; THENCE SOUTH, PARALLEL TO THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 17, A DISTANCE OF 307.66 FEET, TO THE NORTH LINE OF U.S. HIGHWAY NO. 50; THENCE SOUTHWESTERLY, ALONG THE NORTH LINE OF U.S. HIGHWAY NO. 50, A DISTANCE OF 233.11 FEET TO THE POINT OF BEGINNING, SUBJECT TO THAT PART OF ROADWAY.

SECTION TWO: That this ordinance shall take effect and be in force upon its passage by the City Council and publication in the official City Newspaper as required by law.

SECTION THREE: The City Clerk of the City of Gardner, Kansas, is hereby directed to file a certified copy of this ordinance in the Office of the Register of Deeds, County Assessor, County Clerk and County Election Commissioner of Johnson County, Kansas.

PASSED and APPROVED by the Governing Body of the City of Gardner, Kansas, on this 5<sup>th</sup> day of December, 2016.

CITY OF GARDNER, KANSAS

(SEAL)

/s/ Chris Morrow  
Chris Morrow, Mayor

Attest:

/s/ Jeanne Koontz  
Jeanne Koontz, City Clerk

Approved as to form:

/s/ Ryan B. Denk  
Ryan B. Denk, City Attorney