

(First Published in the Lincoln-Sentinel-Republican, November 22, 2023)

**ORDINANCE NO. 744**

**AN ORDINANCE VACATING THAT PORTION OF 8<sup>TH</sup> STREET BETWEEN NORTH STREET AND SCHOOL STREET, WHICH SUCH VACATION IS BOUNDED BY BLOCK A AND LOTS 1 THROUGH 11 IN BLOCK 4, ALL IN VALLEY PARK ADDITION, AND LOT 1 IN BLOCK 1 AND LOTS 1 THROUGH 6 IN BLOCK 3 ALL IN J.T. SMITH'S ADDITION; VACATING THAT PORTION OF WRIGHT STREET WEST OF 7<sup>TH</sup> STREET, WHICH SUCH VACATION IS BOUNDED BY LOT 1 IN BLOCK 4, LOT 1 IN BLOCK 3, LOT 1 IN BLOCK 2, BLOCK 1 AND LOT 1 IN BLOCK 3 ALL IN VALLEY VIEW ADDITION, AND THAT PORTION OF WRIGHT STREET WEST OF 7<sup>TH</sup> STREET WHICH SUCH VACATION IS BOUNDED BY BLOCK A IN IN J.T. SMITH'S ADDITION; VACATING THAT PORTION OF SCHOOL STREET WEST OF 8<sup>TH</sup> STREET, WHICH SUCH VACATION IS BOUNDED BY LOT 6 IN BLOCK 3, AND LOTS 1 THROUGH 4 IN BLOCK 6, ALL IN VALLEY PARK ADDITION; THE ALLEY BETWEEN BLOCKS 4 AND 9, WHICH SUCH VACATION IS BOUNDED BY LOTS 1 THROUGH 7 IN BLOCK 4 IN VALLEY PARK ADDITION AND THE NORTH 300 FEET OF BLOCK 9 AND ALONG THE NORTH 67 FEET OF THE SOUTH 267.5 FEET IN BLOCK 9, ALL IN J.T. SMITH'S ADDITION, ALL OF WHICH IS IN THE CITY OF LINCOLN CENTER, LINCOLN COUNTY, KANSAS,**

**BE IT ORDAINED, BY THE GOVERNING BODY OF THE CITY OF LINCOLN, KANSAS:**

**SECTION 1.** K.S.A. 14-423 provides that the governing body of any city of the second class shall have the power to vacate or discontinue any street and alley whenever deemed necessary or expedient.

**SECTION 2.** 8<sup>th</sup> Street between North Street and School Street, which portion is bounded by Lot Block A, Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas, and Lots 1 through 11 in Block 4, Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas, and Lot 1 in Block 1, and Lots 1 through 6 in Block 3 all in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas is not being used as a public street. Wright Street, west of 7<sup>th</sup> Street, which portion is bounded by Lot 1 in Block 4, Lot 1 in Block 3, Lot 1 in Block 2, Block 1, and Lot 1 in Block 3, all in Valley View Addition to the City of Lincoln Center, Lincoln County, Kansas, and that portion of Wright Street west of 7<sup>th</sup> Street bounded by Block A in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas, is not being used as a public street. School Street, west of 8<sup>th</sup> Street, which portion is bounded by Lot 6 in Block 3, and Lots 1 through 4 in Block 6, all in Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas, is not being used as a public street. The alley between Blocks 4 and 9, which such portion is bounded by Lots 1 through 7 in Block 4, in Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas, and the North 300 feet of Block 9 and the North 67 feet of the South 267.50 feet of Block 9, all in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas, is not in use as a public alley. The public will suffer no loss or inconvenience by vacating thereof.

**SECTION 3.** The governing body deems it to be necessary and expedient to vacate 8<sup>th</sup> Street between North Street and School Street, which portion is bounded by Lot Block A, Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas, and Lots 1 through 11 in Block 4, Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas, and Lot 1 in Block 1, and Lots 1 through 6 in Block 3 all in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas; governing body deems it necessary and expedient to vacate Wright Street, west of 7<sup>th</sup> Street, which portion is bounded by Lot 1 in Block 4, Lot 1 in Block 3, Lot 1 in Block 2, Block 1, and Lot 1 in Block 3, all in Valley View Addition to the City of Lincoln Center, Lincoln County, Kansas, and that portion of Wright Street west of 7<sup>th</sup> Street bounded by Block A in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas; the governing body deems it necessary and expedient to vacate School Street, west of 8<sup>th</sup> Street, which portion is bounded by Lot 6 in Block 3, and Lots 1 through 4 in Block 6, all in Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas; the governing body deems it necessary and expedient to vacate the alley between Blocks 4 and 9, which such portion is bounded by Lots 1 through 7 in Block 4, in Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas, and the North 300 feet of Block 9 and the North 67 feet of the South 267.50 feet of Block 9, all in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas all in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas, at this time.

**SECTION 4.** 8<sup>th</sup> Street between North Street and School Street, which portion is bounded by Lot Block A, Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas, and Lots 1 through 11 in Block 4, Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas, and Lot 1 in Block 1, and Lots 1 through 6 in Block 3 all in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas; Wright Street, west of 7<sup>th</sup> Street, which portion is bounded by Lot 1 in Block 4, Lot 1 in Block 3, Lot 1 in Block 2, Block 1, and Lot 1 in Block 3, all in Valley View Addition to the City of Lincoln Center, Lincoln County, Kansas, and that portion of Wright Street west of 7<sup>th</sup> Street bounded by Block A in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas; School Street, west of 8<sup>th</sup> Street, which portion is bounded by Lot 6 in Block 3, and Lots 1 through 4 in Block 6, all in Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas; and the alley between Blocks 4 and 9, which such portion is bounded by Lots 1 through 7 in Block 4, in Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas, and the North 300 feet of Block 9 and the North 67 feet of the South 267.50 feet of Block 9, all in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas all in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas, are hereby vacated.

**SECTION 5.** 8<sup>th</sup> Street between North Street and School Street, which portion is bounded by Lot Block A, Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas, and Lots 1 through 11 in Block 4, Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas, and Lot 1 in Block 1, and Lots 1 through 6 in Block 3 all in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas; Wright Street, west of 7<sup>th</sup> Street, which portion is bounded by Lot 1 in Block 4, Lot 1 in Block 3, Lot 1 in Block 2, Block 1, and Lot 1 in Block 3, all in Valley View Addition to the City of Lincoln Center, Lincoln County, Kansas, and that portion of Wright Street west of 7<sup>th</sup> Street bounded by Block A in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas; School Street, west of 8<sup>th</sup> Street, which portion

is bounded by Lot 6 in Block 3, and Lots 1 through 4 in Block 6, all in Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas; and the alley between Blocks 4 and 9, which such portion is bounded by Lots 1 through 7 in Block 4, in Valley Park Addition to the City of Lincoln Center, Lincoln County, Kansas, and the North 300 feet of Block 9 and the North 67 feet of the South 267.50 feet of Block 9, all in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas all in J.T. Smith's Addition to the City of Lincoln Center, Lincoln County, Kansas, vacated under the terms of this ordinance, shall revert to the adjacent lots of real estate in the same proportion as when taken from them.

**SECTION 6.** This ordinance shall be in full force and effect from and after its adoption and thirty (30) days after the publication in the official city newspaper.

INTRODUCED, PASSED, and APPROVED by the City Council of the City of Lincoln Center, Kansas, on this 13th day of November, 2023.

APPROVED:

By: /s/ Travis Schwerdtfager  
Mayor

Attest: (seal)

By: /s/ Kristin Dail  
Deputy City Clerk