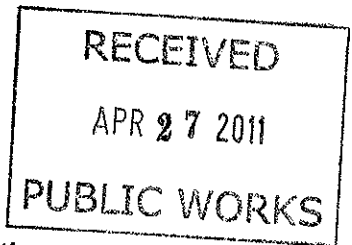


Application for the Vacation of  
Public Right of Way or Easement  
City of Lawrence, Kansas



Date Application Submitted: \_\_\_\_\_

Procedures for Vacation Application:

1. Complete Vacation Application Form, including legal description.
2. Provide ownership list from Douglas County Clerk's Office for property owners within 200 feet of proposed vacation.
3. For vacation requests that are not initiated by City staff or the City Commission, please provide a check made payable to "City of Lawrence, Kansas" in the amount of \$200.00. This check should accompany the completed application, and is non-refundable. The application fee covers staff work and publication costs for the notices.

Section 1. Property Owner Information. Provide information on property owner(s) adjoining proposed vacation requesting the vacation:

Name of Property Owner(s):

Address of Property Owner:

Telephone Number:

LCHT Accessible Housing, L.L.C  
To Tenants to Homeowners  
2518 Ridge Ct. Lawrence, KS 66046  
785-842-5494

If the owner is represented by a third party (engineer, architect, attorney) who will serve as the applicant's representative, provide contact information:

Owner will represent themselves or with Developer  
Excel Development Group - Bill Caton

Section 2. Background Information.

A) Describe the proposed vacation. What is proposed to be vacated? (e.g. Right-of-way, utility easement, drainage easement).

- ① Utility easement filed Vol. P4 Page 49
- ② Utility easement filed Book 207 Page 617

Vacation of S. 1 foot of easement #1 and E. 1 foot of easement #2

B) Describe the purpose or reason for seeking the proposed vacation:

3 buildings constructed over 25 years ago  
encroach up to 7 inches into listed easements

C) Attach a copy of the plat of record of the property, indicating the location of the proposed vacation.

D) Attach a copy of the legal description for the portion of the easement or right-of-way which is to be vacated.

**Section 3. City Staff Review. The following items will be reviewed by City staff in the Public Works, Utilities and Planning Departments, as applicable.**

- A) Will the proposed vacation impair access to a public street by any adjoining property owners? Yes or No, explain:

No - easements are not street-side

- B) Are utilities currently located in the easement or right-of-way?

Water	<u>Yes</u> or No
Sanitary Sewer	<u>Yes</u> or No
Stormsewer	Yes or <u>No</u>
Gas	<u>Yes</u> or No
Electric	<u>Yes</u> or No
Telephone	<u>Yes</u> or No
Cable	<u>Yes</u> or No

- C) Will the proposed vacation impair the ability of utilities to deliver services to the adjoining property and surrounding area?

No. If any of the utilities feel the 8 foot remaining easement is not sufficient, owner is willing to dedicate an addition 1 (one) foot easement on the other side of the easement to compensate for the 1' vacation.

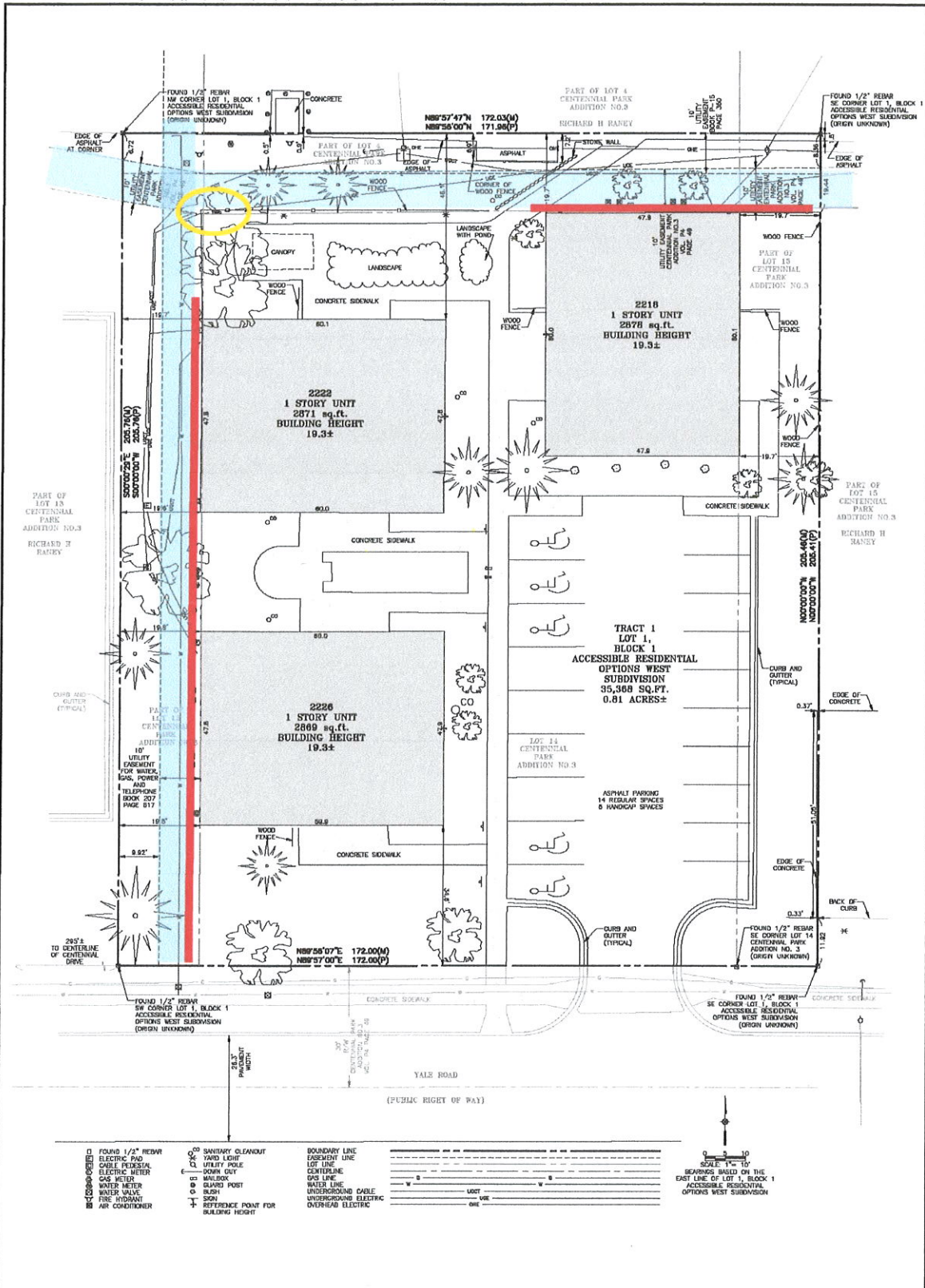
- D) Should the vacation reserve any City rights?

No.

- E) City staff recommendation for the proposed vacation:

Public Works	_____
Planning	_____
Utilities	_____

**Section 4. After City staff approval, the property owner must execute a Petition for Vacation which will be prepared by City staff. Once a petition has been received, notice of the hearing on vacation will be published. The City Commission will consider the proposed vacation at the hearing, and if appropriate, authorize the Mayor to execute the Order of Vacation which vacates the easement or right-of-way.**



DESIGNED BY	LSM
DRAWN BY	LSM
APPROVED BY	SM
ORDER PRICE	18708.200
ORDER PRICE	---
SCALE	1 = 20'
DATE	NOV. 2010
DRAWING ID	V01
SHEET NO	2 of 3

**ALTA/ACSM LAND TITLE SURVEY  
TRACT 1  
2218, 2222, 2226 YALE ROAD  
CITY OF LAWRENCE, DOUGLAS COUNTY, KANSAS**

**BARTLETT & WEST**

1800 NW EXECUTIVE DRIVE • TOPEKA KS 66615-2886  
PHONE 781.872.2400 • FAX 781.872.2725  
WWW.SANTWEST.COM

#	DATE	DESCRIPTION
1	12-1-10	REVISED CERTIFICATION AND NOTES

RECEIVED

MAY 25 2011

PUBLIC WORKS