

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

Date Application Submitted: December 26, 2017

**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.

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

Name of Property Owner(s): James A. McKinley

Address of Property Owner: 417 Cattleman Court  
Lawrence, KS 66049

Telephone Number: \_\_\_\_\_

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

Matt Bond, P.E., Stormwater Engineer ([mbond@lawrenceks.org](mailto:mbond@lawrenceks.org)) (785-832-3142)

P.O. Box 708, 720 W. 3<sup>rd</sup> Street, Lawrence, KS 66044

**Section 2. Background Information.**

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

Proposed vacation is for 7.5' of an existing 15' utility easement along the north side of Lot 8, Block 6 of Westland Addition plat. (Exhibit provided)

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

Vacation of existing north easement along north property line of Lot 8, Block 6, if vacant, was a condition of the property owner dedicating a drainage easement for a City storm sewer project along the south property line of Lot 8, Block 6. The property owner prefers not to have two easements encumbering the property.

- C) Attach a copy of the plat of record of the property, indicating the location of the proposed vacation. **A highlighted copy of the existing plat is attached.**

- D) Below is a copy of the **legal description** for the portion of the easement which is to be vacated.

**VACATION LEGAL DESCRIPTION:**

Beginning at the Northeast Corner of Lot 8, Block 6, Westland Addition, in the City of Lawrence, Douglas County, Kansas; thence in a Southwesterly direction on a curve to the Left with a Radius of 50.00 feet, an Arc Length of 7.70 feet, the Chord which bears South 17°47'55" West, a Chord Distance of 7.70 feet; thence North 59°13'18" West, parallel with and 7.50 feet perpendicular to the Northeasterly line of said Lot 8, a distance of 100.49 feet to the East line of the existing 15.00 foot Utility Easement; thence North 01°48'19" West on the East line of the existing 15.00 foot Utility Easement, a distance of 8.90 feet, to the North line of said Lot 8; thence South 59°13'18" East on the North line of said Lot 8, a distance of 103.55 feet to the Point of Beginning, containing 764.36 Square Feet more or less all in the City of Lawrence, Douglas County, Kansas, Subject to Rights-of-way, Easements and Restrictions of Record.

**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, access from Cattleman Court is not affected with the vacation of the utility easement.

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

Water	No
Sanitary Sewer	No
Stormsewer	No
Gas	Yes or No - Not known at this time
Electric	Yes or No - Not known at this time
Telephone	Yes or No - Not known at this time
Cable	Yes or No - Not known at this time

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

No

D) Should the vacation reserve any City rights?

No

E) City staff recommendation for the proposed vacation:

Public Works	<u>  X  </u>
Planning	<u>      </u>
Utilities	<u>  X  </u>

**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.**

3809

North 01°48'19" West  
8.9'

413

South 59°13'18" East  
103.55'

409

North 59°13'18" West  
100.49'

405

South 17°47'55" West on a chord  
distance of 7.70'

Cattleman Ct

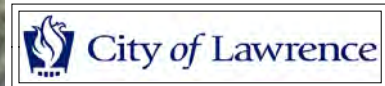
417

**YELLOW AREA:**  
7.5' Utility Easement to be VACATED  
containing 764.36 square feet

420

416

Monterey Way





**JAMIE SHEW**  
**DOUGLAS COUNTY CLERK**  
1100 Massachusetts  
Lawrence, KS 66044

**Marni Penrod**-Chief Deputy Clerk  
**Heather Dill**-Deputy Clerk Elections

January 11, 2018

A CERTIFIED PROPERTY OWNERSHIP LIST WITHIN 200 FT OF 413 & 417  
CATTLEMAN CT (U13924Q, U13924R). 01/11/2018. REQUESTED BY MATT BOND,  
STORMWATER ENGINEER FOR THE CITY OF LAWRENCE.

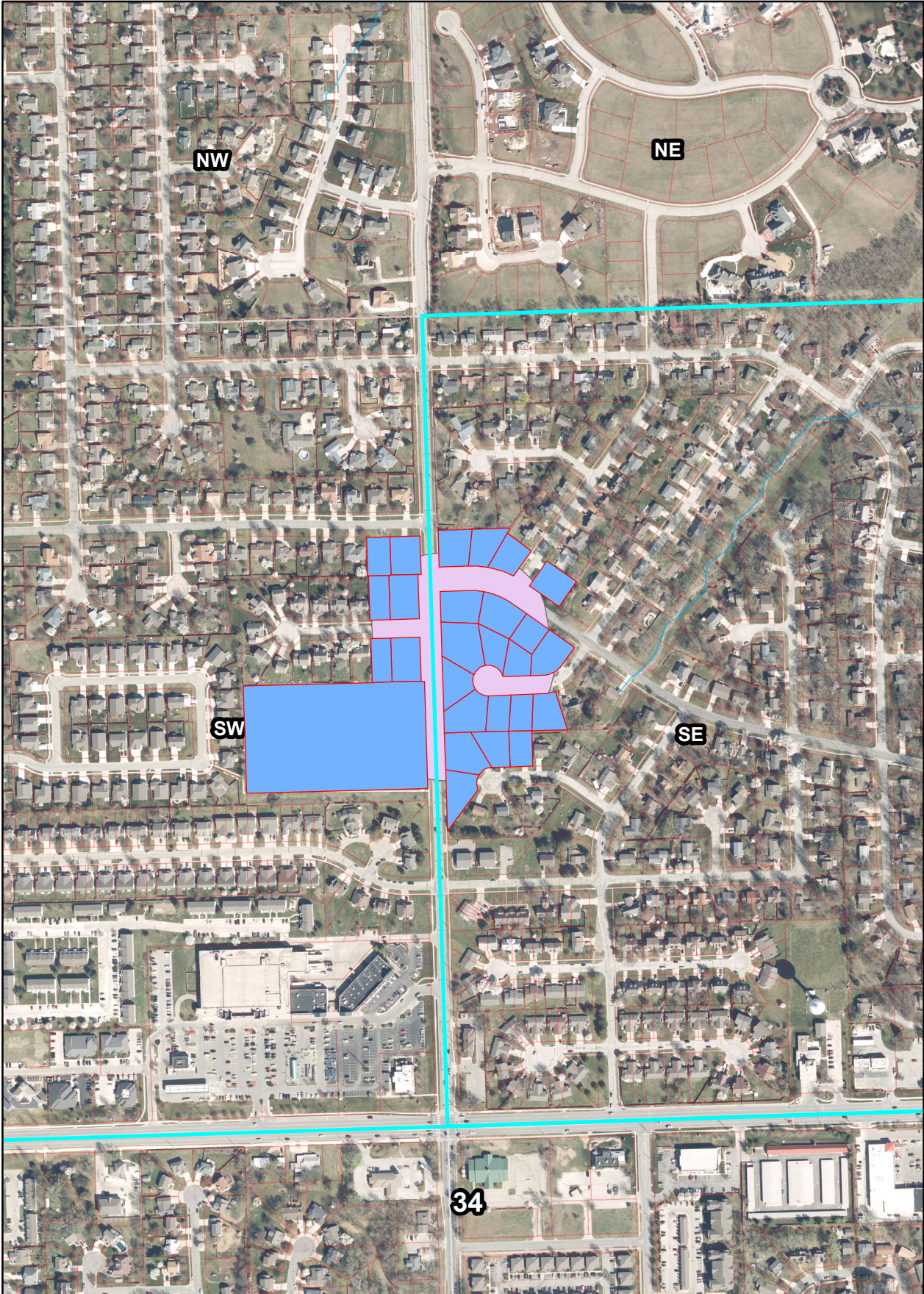
JOHN R. NICHOLS  
DOUGLAS COUNTY CLERK'S OFFICE  
1100 MASSACHUSETTS ST  
LAWRENCE, KS 66044

785-832-5147

[jnichols@douglas-county.com](mailto:jnichols@douglas-county.com)

Douglas County Real Estate Division  
County Clerk's Office. I do hereby certify  
the Property Ownership listed hereto, to be  
true and accurate.

POL WITHIN 200 FT OF 413 & 417 CATTLEMAN CT  
(U13924Q, U13924R)



JOINPIN	SYSICALACRES	owner1	owner2	owner3	address	city	state	zip	plate	PID	Quickrefid	situs
068-27-0-40-04-026.00-0	0.26662831	COLLINS CHRISTOPHER W			3812 TRAIL RD	LAWRENCE	KS	66049	U13921Q	023-068-27-0-40-04-026.00-0	R9157	3812 TRAIL RD
068-27-0-40-04-027.00-0	0.28347186	EVANS JACOB W	EVANS CHRISTINA J		3816 TRAIL RD	LAWRENCE	KS	66049	U13921R	023-068-27-0-40-04-027.00-0	R9158	3816 TRAIL RD
068-27-0-40-04-025.00-0	0.23762424	BROCK JERRY M			325 STOCKADE ST	LAWRENCE	KS	66049	U13921P	023-068-27-0-40-04-025.00-0	R9156	325 STOCKADE ST
068-27-0-30-02-001.00-0	0.28167778	NEU ROBERT M	NEU LYDIA L		1072 N 1950 RD	LAWRENCE	KS	66049	U13930-52	023-068-27-0-30-02-001.00-0	R8859	3901 TRAIL RD
068-27-0-30-02-002.00-0	0.21826301	EAGLEMAN RUTH	EAGLEMAN CHESTER J SR		3905 TRAIL RD	LAWRENCE	KS	66049	U13930-53	023-068-27-0-30-02-002.00-0	R8860	3905 TRAIL RD
068-27-0-40-05-014.00-0	0.27031882	SHOEMAKER CHARLES W			340 STOCKADE ST	LAWRENCE	KS	66049	U13922Q	023-068-27-0-40-05-014.00-0	R9172	340 STOCKADE ST
068-27-0-30-02-078.00-0	0.31848953	EDDINGER CAROLINE H			3900 MONTEREY PL	LAWRENCE	KS	66049	U13955A	023-068-27-0-30-02-078.00-0	R8945	3900 MONTEREY PL
068-27-0-30-02-077.00-0	0.21562476	BRUHNS GARY D	BRUHNS SHANNON R		3904 MONTEREY PL	LAWRENCE	KS	66049	U13955B	023-068-27-0-30-02-077.00-0	R8944	3904 MONTEREY PL
068-27-0-40-16-001.00-0	0.31493281	OAKLEY ILO A	OAKLEY DENNIS K		3813 TRAIL RD	LAWRENCE	KS	66049	U13924J	023-068-27-0-40-16-001.00-0	R9467	3813 TRAIL RD
068-27-0-40-16-002.00-0	0.33397786	COTTONWOOD HOUSING CORP			2801 W 31ST ST	LAWRENCE	KS	66047	U13924K	023-068-27-0-40-16-002.00-0	R9468	3809 TRAIL RD
068-27-0-40-16-003.00-0	0.20661061	BOYER CHARLES E	BOYER ROBERTA A		3805 TRAIL RD	LAWRENCE	KS	66049	U13924L	023-068-27-0-40-16-003.00-0	R9469	3805 TRAIL RD
068-27-0-40-16-007.00-0	0.42585905	ROBBINS WILLIAM G	ROBBINS JULIE M		413 CATTLEMAN CT	LAWRENCE	KS	66049	U13924Q	023-068-27-0-40-16-007.00-0	R9473	413 CATTLEMAN CT
068-27-0-40-16-006.00-0	0.2208978	OHLMACHER GREGORY C	OHLMACHER SUE K		409 CATTLEMAN CT	LAWRENCE	KS	66049	U13924P	023-068-27-0-40-16-006.00-0	R9472	409 CATTLEMAN CT
068-27-0-40-16-004.00-0	0.29841968	MEYER KENNETH A	MEYER PATRICIA E		401 CATTLEMAN CT	LAWRENCE	KS	66049	U13924M	023-068-27-0-40-16-004.00-0	R9470	401 CATTLEMAN CT
068-27-0-40-16-005.00-0	0.18940912	VACEK BRANDON			405 CATTLEMAN CT	LAWRENCE	KS	66049	U13924N	023-068-27-0-40-16-005.00-0	R9471	405 CATTLEMAN CT
068-27-0-40-16-008.00-0	0.27064635	MCKINLEY JAMES A			417 CATTLEMAN CT	LAWRENCE	KS	66049	U13924R	023-068-27-0-40-16-008.00-0	R9474	417 CATTLEMAN CT
068-27-0-40-16-009.00-0	0.35735142	STUART MICHAEL C	STUART LISA A		420 CATTLEMAN CT	LAWRENCE	KS	66049	U13924S	023-068-27-0-40-16-009.00-0	R9475	420 CATTLEMAN CT
068-27-0-40-16-012.00-0	0.26700544	FOLEY TIMOTHY P			408 CATTLEMAN CT	LAWRENCE	KS	66049	U13924V	023-068-27-0-40-16-012.00-0	R9478	408 CATTLEMAN CT
068-27-0-40-16-011.00-0	0.20186359	BARNHART DEWEY L	BARNHART NELLIE C		412 CATTLEMAN CT	LAWRENCE	KS	66049	U13924U	023-068-27-0-40-16-011.00-0	R9477	412 CATTLEMAN CT
068-27-0-40-16-010.00-0	0.19974768	ALLISON ANDREA R			416 CATTLEMAN CT	LAWRENCE	KS	66049	U13924T	023-068-27-0-40-16-010.00-0	R9476	416 CATTLEMAN CT
068-27-0-40-16-022.00-0	0.19924064	MILTNER MYRON F	MILTNER DOROTHY L		3812 SIERRA CT	LAWRENCE	KS	66049	U13925F	023-068-27-0-40-16-022.00-0	R9488	3812 SIERRA CT
068-27-0-40-16-023.00-0	0.24709166	SMITH CHAD	SMITH MARY L		3816 SIERRA CT	LAWRENCE	KS	66049	U13925G	023-068-27-0-40-16-023.00-0	R9489	3816 SIERRA CT
068-27-0-40-16-024.00-0	0.35543363	SORENSEN JANICE H	SORENSEN JANE A		3820 SIERRA CT	LAWRENCE	KS	66049	U13925H	023-068-27-0-40-16-024.00-0	R9490	3820 SIERRA CT
068-27-0-40-16-025.00-0	0.29690995	HALL STEVEN D			3817 SIERRA CT	LAWRENCE	KS	66049	U13925I	023-068-27-0-40-16-025.00-0	R9491	3817 SIERRA CT
068-27-0-30-02-062.00-0	0.31645455	ELIADES-BECKER STACIE	BECKER MARK S		3901 MONTEREY PL	LAWRENCE	KS	66049	U13955R	023-068-27-0-30-02-062.00-0	R8929	3901 MONTEREY PL
068-27-0-30-02-063.00-0	0.21525817	FAGAN MARK R	FAGAN SUSAN S		3905 MONTEREY PL	LAWRENCE	KS	66049	U13955Q	023-068-27-0-30-02-063.00-0	R8930	3905 MONTEREY PL
068-27-0-30-02-060.00-0	4.75449159	LAWRENCE BIBLE FELLOWSHIP			3021 RIMROCK DR	LAWRENCE	KS	66047	U13929A	023-068-27-0-30-02-060.00-0	R8926	505 MONTEREY WAY