

**ORDINANCE NO. 1002**

AN ORDINANCE VACATING DELAY STREET IN THE CITY OF DOWNS, OSBORNE COUNTY, KANSAS, FROM THE EAST LINE OF CLARK STREET TO THE WEST LINE OF PRENTISS STREET. (Published April 8, 2021)

Be it Ordained by the Governing Body of the City of Downs:

**Section 1.** It is deemed in the best interest of the City that Delay Street in the City of Downs, Osborne County, Kansas from the East line of Clark street to the West line of Prentiss Street, as shown by the original plat thereof, be vacated and discontinued, subject however, to a perpetual utility easement in favor of the City of Downs, Kansas on, over, under, across and through said vacated street.

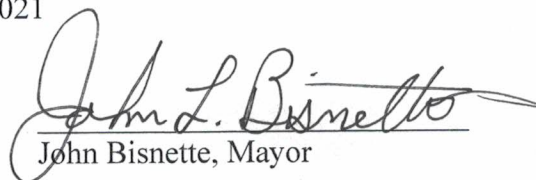
**Section 2.** That Delay Street in the City of Downs, Osborne County, Kansas, from the East line of Clark street to the West line of Prentiss Street, as shown by the original plat thereof be, and the same is hereby vacated and discontinued, subject to said easement.

**Section 3.** That the title to the land comprising said vacated street shall revert to the owners of the real estate adjacent thereto in each side thereof, all as provided by law, reserving however, to said City, its successors and assigns a perpetual easement on, over, under and across said land for the installation, operation and maintenance of any and all utilities.

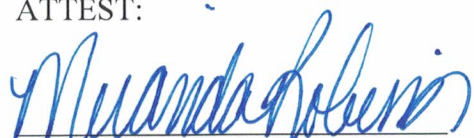
**Section 4.** This ordinance shall take effect and be in force from and after its publication in the official newspaper of said city, all as provided in K.S.A. 15-427.

Passed by the City Council this 5<sup>th</sup> day of April, 2021

Approved by the Mayor on the 5<sup>th</sup> day of April, 2021

  
John Bisnette, Mayor

ATTEST:

  
Miranda Robinson, City Clerk  
[SEAL]