

1 (Published in the Topeka Metro News April 21, 2006)
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3 ORDINANCE NO. 18624
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5 AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing
6 the initiation of condemnation proceedings to acquire property by
7 eminent domain for City of Topeka Improvement Project No.
8 29103-01, for a sanitary sewer extension for property located along
9 East Edge Road, and on SE 45th Street from West Edge Road to
10 Croco Road and North along Croco Road approximately one half
11 mile and north along West Edge Road and extending north to the
12 Kansas Turnpike.
13

14 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

15 Section 1. That it is hereby declared necessary to condemn and appropriate
16 for the use of the City of Topeka certain land within the City of Topeka for Improvement
17 Project No. 29103-01, and for other public purposes, said land being described as
18 follows:

19 **Parcel No. 12**

20
21 Owner of Record: The House of the Lord Church
22 2531 SE Wittenburg Rd
23 Topeka, KS 66605
24

25 Contract Purchaser: NONE

26
27 Lienholder of Record: NONE
28

29 Party in Possession: Owner of Record
30

31 PROPERTY TO BE ACQUIRED:

32
33 **Temporary Easement:**
34

35 The West 10 feet of the East 30 feet of the South 357.25 feet of the North Half of
36 the Southeast Quarter of Section 9, Township 12 South, Range 16 East of the Sixth
37 Principal Meridian, Shawnee County, Kansas.
38

39 TOGETHER WITH
40

41 A strip of land 10 feet wide, the centerline of said strip described as follows:
42

43 Commencing at the southeast corner of the Southeast Quarter of Section 9,
44 Township 12 South, Range 16 East of the Sixth Principal Meridian, Shawnee
45 County, Kansas; thence along the east line of said Southeast Quarter on an
46 assumed bearing of N00°23'00"W, 1,322.70 feet to the southeast corner of the
47 North Half of said Southeast Quarter; thence continuing along said east line,
48 N00°23'00"W, 382.23 feet to the point of beginning of said centerline; thence
49 S88°44'30"W, 453.11 feet to the southeasterly right-of-way line of the Kansas
50 Turnpike Authority and being the point of termination of said centerline. The
51 sidelines of said strip being extended or shortened to terminate at the east line of
52 said North Half and at said right-of-way line.
53

54 The above-described property to be acquired contains 8,104 square feet, more
55 or less, and is subject to all rights-of-way, easements, restrictions, and covenants
56 of record, if any.
57

58 This easement expires two (2) years after legal possession through
59 condemnation or ninety (90) days after completion of the construction for which
60 this easement is acquired or whichever comes first.
61

62 **Permanent Sanitary Sewer Easement:**
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64 A strip of land 20 feet wide lying 10 feet on both sides of a centerline described
65 as follows:
66

67 Commencing at the southeast corner of the Southeast Quarter of Section 9,
68 Township 12 South, Range 16 East of the Sixth Principal Meridian, Shawnee
69 County, Kansas; thence along the east line of said Southeast Quarter on an
70 assumed bearing of N00°23'00"W, 1,322.70 feet to the southeast corner of the
71 North Half of said Southeast Quarter; thence along the south line of said North
72 Half S88°41'34"W, 10.00 feet to the point of beginning of said centerline; thence
73 parallel with and 10 feet west of said east line, N00°23'00"W, 367.24 feet; thence
74 S88°44'30"W, 442.31 feet to a point being a perpendicular distance of 10 feet
75 easterly of the southeasterly right-of-way line of the Kansas Turnpike Authority;
76 thence parallel with said right-of-way line, S38°19'58"W, 55.84 feet to the point of
77 termination of said centerline. The west sideline at the beginning of said strip
78 being extended or shortened to terminate at the south line of said North Half.
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80 The above-described property to be acquired contains 17,308 square feet, more
81 or less, and is subject to all rights-of-way, easements, restrictions, and covenants
82 of record, if any.
83

