

ORDINANCE NO. 888

**AN ORDINANCE GRANTING ANNEXATION FOR SPECIFIC LAND  
TO THE CITY OF WELLSVILLE, KANSAS, PURSUANT K.S.A. 12-520(a)(7)**

**WHEREAS**, a Consent for Annexation has been filed with the City by the owners of the land described in the attached **Exhibit A** for annexation of property located outside the jurisdiction of the City of Wellsville and in the County of Franklin; and

**WHEREAS**, the land adjoins the existing jurisdiction of the City of Wellsville and annexation of it is in the best interest of the City of Wellsville for its future growth and jurisdiction.

**NOW THEREFORE**, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WELLSVILLE, KANSAS:

**Section 1.** That the property described in the attached **Exhibit A** is hereby annexed to become part of the incorporated boundaries of the City of Wellsville, Kansas, pursuant K.S.A. 12-520(a)(7).

**Section 2.** That pursuant to K.S.A. 12-522, the City Clerk is hereby ordered to file a Certified Copy of this ordinance with the Clerk of Franklin County, the Register of Deeds of Franklin County, and the Franklin County Election official.

**Section 3.** This ordinance shall take effect and be enforced from and after its publication once in the official city newspaper.

PASSED by the Governing Body of the City of Wellsville, Kansas, and approved by the Mayor on the 13<sup>th</sup> day of December, 2017.

(Seal)

William Lytle, Mayor  
Bill Lytle, Mayor

ATTEST:

Tammy Jones  
Tammy Jones, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Patrick G. Reavey, City Attorney



**TRACT 1:** The North 100 acres of the N.W.1/4 of Sec. 27, Twp. 15, Rng. 21 EXCEPT Beginning at a point where the East line of Highway #33 intersects the center of the vacated right of way of the Atchison, Topeka and Santa Fe Railroad in the N.W.1/4 of said Sec. 27; thence North 200 feet; thence East 210 feet; thence South to the center of said vacated right of way of the Atchison, Topeka and Santa Fe Railroad; thence Southwesterly along the center of said vacated right of way to the place of beginning, containing 1 acre, more or less, ALSO EXCEPT Beginning at a point 60 feet East of the West line and 25 feet South of the North line of the N.W.1/4 of said Sec. 27; thence South parallel to the West line of said quarter section a distance of 100 feet; thence East parallel to the North line of said quarter section a distance of 100 feet; thence North parallel to the West line of said quarter section a distance of 100 feet; thence West parallel to the North line of said quarter section a distance of 100 feet to the point of beginning, ALSO EXCEPT Commencing 160 feet East of the N.W. corner of said Sec. 27; thence South 125 feet; thence West 100 feet; thence South 342.75 feet; thence East 867.10 feet; thence North 467.76 feet; thence West 763.71 feet to the place of beginning, containing 9 acres, more or less, AND EXCEPT Commencing 60 feet East and 467.75 feet South of the N.W. corner of Sec. 27, Twp. 15,

Rng. 21 at a point on the East right of way line of Kansas Highway 33; thence North 90° East 573.16 feet along a line parallel to the North line of said quarter section; thence South 00° 03' 29" East 380 feet along a line parallel to the West line of said quarter section; thence South 90° 00' 00" West 573.16 feet along a line parallel to the North line of said Quarter Section to a point on the East right of way line of Kansas Highway 33; thence North 00° 03' 29" West 380 feet along said right of way line to the point of beginning, containing 5 acres, more or less, ALSO EXCEPT Commencing at the N.W. corner of Sec. 27, Twp. 15, Rng. 21; thence North 90° 00' 00" East 923.71 feet along the North line of said quarter section to the true point of beginning; thence continuing North 90° 00' 00 East 180 feet; thence South 467.76 feet to a point 1,047.10 feet East of the West line of said Section 27; thence West 180 feet; thence North 00° 28' 22" West 467.76 feet to the place of beginning, EXCEPT Commencing at the N.W. corner of the N.W.1/4 of Sec. 27, Twp. 15, Rng. 21, thence South 0° 03' 29" East 847.75 feet along the West line of said Quarter Section, thence North 90° 00' 00" East 50.00 feet to a point on the East right of way line of Kansas Highway 33 as now established, said point being the true point of beginning, thence continuing North 90° 00' 00" East 816.67 feet thence South 0° 03' 29" East 270.00 feet, thence South 90° 00' 00" West 816.67 feet to a point on the East right of way line of said Kansas Highway 33, thence North 0° 03' 29" West 270.00 feet along said right of way to the point of beginning, all in Franklin County, Kansas.

**TRACT 2:** All North of the old right of way of the Atchison, Topeka and Santa Fe Railroad in the N.E.1/4 of Sec. 27, Twp. 15, Rng. 21, Franklin County, Kansas.

**CONSENT FOR ANNEXATION**  
(Adjoining Property By Request)

TO: The Governing Body of the City of Wellsville, Kansas.

The undersigned owners of record of the following described land hereby petition the Governing Body of the City of Wellsville, Kansas to annex such land to the City. The land to be annexed is described as follows:

**LEGAL DESCRIPTION ATTACHED AS EXHIBIT A**

The undersigned further warrant and guarantee that they are the only owners of record of the land.

**OWNER OF LAND TO BE ANNEXED:**

KULWANT SINGH [Signature]  
Printed Name Signature

Harshat K. Punia [Signature]  
Printed Name Signature

HARDIAL S Butta [Signature]  
Printed Name Signature

4958 K-33 HWY

Entered in Transfer Record in my office  
this 24 day of October A.D., 2016

Gene Viddock County Clerk

FILED FOR RECORD

Time: 09:15 AM

Oct 24 2016

Book 300 Page 492

REGISTER OF DEEDS, FRANKLIN CO., KS

INSTRUMENT# 201603648

Fee 37.00

MAIL TO:

**TRUSTEES' DEED**

Grantors, Elizabeth Ann Young, Eugene R. Harris and Nancy C. Tyrrell, Co-Trustees of the Ada R. Harris Revocable Trust Under Agreement dated June 23, 1993, acting pursuant to the powers vested under said Trust, for the sum of Seven Hundred Forty Eight Thousand and 00/100 Dollars (\$748,000.00) and other valuable consideration, receipt of which is hereby acknowledged, do by these presents grant, bargain, sell and convey to Kulwant Singh and Harpreet Bania and Hardat Singh Buttar, all right, title and interest in the following described real estate:

**TRACT 1:** The North 100 acres of the N.W.1/4 of Sec. 27, Twp. 15, Rng. 21 EXCEPT Beginning at a point where the East line of Highway #33 intersects the center of the vacated right of way of the Atchison, Topeka and Santa Fe Railroad in the N.W.1/4 of said Sec. 27; thence North 200 feet; thence East 210 feet; thence South to the center of said vacated right of way of the Atchison, Topeka and Santa Fe Railroad; thence Southwesterly along the center of said vacated right of way to the place of beginning, containing 1 acres, more or less, ALSO EXCEPT Beginning at a point 60 feet East of the West line and 25 feet South of the North line of the N.W.1/4 of said Sec. 27; thence South parallel to the West line of said quarter section a distance of 100 feet; thence East parallel to the North line of said quarter Section a distance of 100 feet; thence North parallel to the West line of said quarter Section a distance of 100 feet; thence West parallel to the North line of said quarter section a distance of 100 feet to the point of beginning, ALSO EXCEPT Commencing 160 feet East of the N.W. corner of said Sec. 27; thence South 125 feet; thence West 100 feet; thence South 342.75 feet; thence East 867.10 feet; thence North 467.76 feet; thence West 763.71 feet to the place of beginning, containing 9 acres, more or less, AND EXCEPT Commencing 60 feet East and 467.75 feet South of the N.W. corner of Sec. 27, Twp. 15,

 Security 1<sup>st</sup> Title

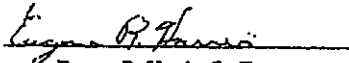
File No. 2183970  
Page 1 of 3

Rng. 21 at a point on the East right of way line of Kansas Highway 33; thence North 90° East 573.16 feet along a line parallel to the North line of said quarter section; thence South 00° 03' 29" East 380 feet along a line parallel to the West line of said quarter Section; thence South 90° 00' 00" West 573.16 feet along a line parallel to the North line of said Quarter Section to a point on the East right of way line of Kansas Highway 33; thence North 00° 03' 29" West 380 feet along said right of way line to the point of beginning, containing 5 acres, more or less, ALSO EXCEPT Commencing at the N.W. corner of Sec. 27, Twp. 15, Rng. 21; thence North 90° 00' 00" East 923.71 feet along the North line of said quarter Section to the true point of beginning; thence continuing North 90° 00' 00" East 180 feet; thence South 467.76 feet to a point 1,047.10 feet East of the West line of said Section 27; thence West 180 feet; thence North 00° 28' 22" West 467.76 feet to the place of beginning, EXCEPT Commencing at the N.W. corner of the N.W. 1/4 of Sec. 27, Twp. 15, Rng. 21, thence South 0° 03' 29" East 847.75 feet along the West line of said Quarter Section, thence North 90° 00' 00" East 50.00 feet to a point on the East right of way line of Kansas Highway 33 as now established, said point being the true point of beginning, thence continuing North 90° 00' 00" East 816.67 feet thence South 0° 03' 29" East 270.00 feet, thence South 90° 00' 00" West 816.67 feet to a point on the East right of way line of said Kansas Highway 33, thence North 0° 03' 29" West 270.00 feet along said right of way to the point of beginning, all in Franklin County, Kansas.

TRACT 2: All North of the old right of way of the Atchison, Topcka and Santa Fe Railroad in the N.E. 1/4 of Sec. 27, Twp. 15, Rng. 21, Franklin County, Kansas.

TO HAVE AND TO HOLD the above described premises, together with the appurtenances and hereditaments thereunto appertaining, and every part thereof to the said Grantee(s) as above stated. Grantors further warrant that said Trust is in full force and effect, has not been amended or revoked, and this conveyance is within their authority as trustees, with this deed EXECUTED on 10-21-2016

  
Elizabeth Ann Young, Co-Trustee

  
Eugene R. Harris, Co-Trustee

and

  
Nancy C. Tyrrell, Co-Trustee

The Ada R. Harris Revocable Trust Under Agreement dated June 23, 1993

State of Kansas, Franklin County) ss.

This instrument was acknowledged before me on 10-21-10 by Elizabeth Ann Young, Eugene R. Harris and Nancy C. Tyrrell, Co- Trustees of the Ada R. Harris Revocable Trust Under Agreement dated June 23, 1993, for and on behalf of said Trust.

Nancy C. Jacob  
Notary Public

My appointment expires:

