

AN ORDINANCE PROVIDING FOR THE CLEARING OF RIGHT OF WAY FOR HIGHWAY CONSTRUCTION.

WHEREAS, land designated as tracts number 11 and number 12 and hereinafter more particularly described by lots and blocks, has been condemned and the full amount of the appraisers' award deposited with the City Treasurer for the benefit of Carrie Muncie and Lyons Oil Company, and the Appraisers Report recorded in the office of the Register of Deeds of Doniphan County, Kansas, in Book 133 at Page 250 in accordance with Section 26-204, General Statutes of Kansas, 1949, and title to such property having vested in the City of Wathena, and

WHEREAS, by order of the District Court of Doniphan County, Kansas, \$1,285.00 of the appraisers' award was impounded to provide for the removal of buildings and improvements from tract number 11 and \$900.00 of the appraisers' award was impounded to provide for removal of buildings and improvements from tract number 12 in the event the landowner and/or tenants failed to remove such buildings and improvements, and,

WHEREAS, the Right of Way has not been cleared and contracts have been let and/or are in bid stage for the construction of a new highway, including paving on said tracts number 11 and number 12 as hereinafter described:

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WATHENA:

1. That bids be solicited for the razing and complete removal of buildings and other improvements, including dwelling houses, from tract number 11 described as:

All of Lots 4, 5 and 6 in Block 7, in the original town, now City of Wathena, Doniphan County, Kansas, known as the Carrie Muncie property,

and from tract number 12 described as:

Beginning at the Southeast corner of Lot 1, in Block 7, in the original town, now City of Wathena, Doniphan County, Kansas, thence west along the south line of Lots 1, 2 and 3 to the southwest corner of Lot 3, thence north 60 feet along the west line of Lot 3, thence southeasterly to a point on the east line of Lot 1 44 feet north of said southeast corner of Lot 1, thence south 44 feet to point of beginning, being a part of the Lyons Oil Company station,

in order that said tracts 11 and 12 may be cleared for construction work, and for the placing, piling or stacking of all materials and component parts on City owned property in Block 8, located one block to the east of said described tracts.

2. That solicitation of bids be made by publication of a notice in the Wathena Times on the 19th and 26th days of March, 1953, reserving to the City the right to refuse any and all bids and calling for the submission of written bids to the office of the City Clerk of Wathena, there to be opened on the 30th day March, 1953, at 10:00 A.M. for consideration by the Council and letting to the low bidder who shall furnish bond in the amount of \$3,000.00 to guarantee and assure removal by April 20th, 1953, such successful bidder being provided possession of premises by the City of Wathena for such razing and removal work from and after the letting.

3. That the Mayor of the City of Wathena be authorized and directed to contract with the successful bidder for the razing and removal as hereinbefore specified in sections 1 and 2.

4. That this Ordinance be effective from and after its publication in the Wathena Times on the 19th day of March, 1953.

Milton Riley, Mayor.

Attest: _____
Raymond Kirschbaum, City Clerk.