

1 **RESOLUTION NO. 9357**

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3 A RESOLUTION introduced by Interim City Manager William E. Cochran requesting
4 the Board of Commissioners, Shawnee County, Kansas, to make the
5 finding required by KSA 12-520c to annex land not adjoining the City
6 located on the east side of SE Croco Road, south of SE 37th Street
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8 WHEREAS, the City of Topeka has received a written consent for annexation
9 (Exhibit A) for land identified on the map (Map 1) located within Shawnee County which
10 has a legal description as follows:

11 The South Half of the Northwest Quarter of Section 23, Township 12 South,
12 Range 16 East of the 6th P.M., Shawnee County, Kansas, more particularly described
13 as follows: Beginning at the Southwest corner of said Northwest Quarter; thence North
14 01° 31' 24" West a distance of 1319,87 feet to the Northwest corner of the South Half of
15 said Northwest Quarter; thence North 88° 49' 34" East a distance of 2658.83 feet to the
16 Northeast corner of said South Half; thence South 01° 37' 51" East a distance of
17 1324.46 feet to the Southeast corner of said Northwest Quarter; thence South 88° 55'
18 28" West a distance of 2661.35 feet to the point of beginning.
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20 WHEREAS, the Governing Body desires to annex this land into the corporate
21 limits of the City of Topeka; and

22 WHEREAS, as the land does not adjoin the City, the land constitutes an "island"
23 annexation requiring review by the Board of Commissioners of Shawnee County
24 pursuant to K.S.A. 12-520c.

25 NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY of the City
26 of Topeka, Kansas, that it requests the Board of Commissioners of Shawnee County to
27 make a finding as required under K.S.A. 12-520c(a)(3) that the annexation of the above-
28 described land will not hinder or prevent the proper growth and development of the area
29 or that of any other incorporated city within Shawnee County; and

30 FURTHERMORE, that the City Clerk is directed to file a certified copy of this
31 Resolution with the Board of Commissioners, Shawnee County, Kansas.

32 PASSED and APPROVED by the Governing Body September 6, 2022.

33 CITY OF TOPEKA, KANSAS

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Michael A. Padilla, Mayor

38 ATTEST:

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Brenda Younger, City Clerk

EXHIBIT A

Consent to Annexation

Now on this 2nd day of June, 2022, Cacti Land LLC as owner(s) of record of the following described real estate, by and through its duly authorized officers, does hereby evidence its complete and irrevocable consent to annexation by the City of Topeka, in accordance with the laws of the State of Kansas of the following described property to wit:

The South Half of the Northwest Quarter of Section 23, Township 12 South, Range 16 East of the 6th P.M., Shawnee County, Kansas, more particularly described as follows: Beginning at the Southwest corner of said Northwest Quarter; thence North 01° 31' 24" West a distance of 1319.87 feet to the Northwest corner of the South Half of said Northwest Quarter; thence North 88° 49' 34" East a distance of 2658.83 feet to the Northeast corner of said South Half; thence South 01° 37' 51" East a distance of 1324.46 feet to the Southeast corner of said Northwest Quarter; thence South 88° 55' 28" West a distance of 2661.35 feet to the point of beginning.

This consent shall run with the land described above and shall be binding upon the heirs, successors and assigns of the undersigned and shall be filed of record with the Shawnee County Register of Deeds Office upon execution.

Owner's signature(s)

[Handwritten signature of Roger Johnson]
Roger Johnson, member of Cacti Land LLC
TYPED OR PRINTED NAME

STATE OF KANSAS)
) ss:
COUNTY OF SHAWNEE)

Be it remembered that on this 2nd day of June, 2022, before me a Notary Public in and for said County and State, came Roger Johnson, member of Cacti Land LLC to me personally known to be the same person who executed the foregoing instrument of writing and duly acknowledged the execution of the same.

In testimony whereof I have hereunto set my hand and affixed my notary seal the day and year above written.



(Stamp Seal Affixed Here)

[Handwritten signature of Stacey L. Leslie]
Notary Public Stacey L. Leslie

DOCUMENT UPDATED 2/2020

MAP 1

