



**REQUEST FOR COMMISSION ACTION**  
**CITY OF INDEPENDENCE**  
**July 22, 2021**

**Department** Administration

**Director Approval** Kelly Passauer

**AGENDA ITEM** Consider authorizing the Mayor to sign a release of temporary construction easement related to the property being sold in the West Laurel Industrial Park for the construction of a distribution facility.

**SUMMARY RECOMMENDATION** Authorize the Mayor to sign.

**BACKGROUND** A temporary construction easement was granted on September 9, 2016, for NE/4 SW/4 of Section 26, Township 32 South, Range 15 East, Montgomery County, Kansas. This was regarding a pipeline maintenance project that has been completed. We are needing to release the temporary construction easement to clear up the title for the sale of this property for economic development purposes.

**SUGGESTED MOTION** I move to authorize the Mayor to sign the release of temporary construction easement.

**SUPPORTING DOCUMENTS** Release of Temporary Construction Easement prepared by the City Attorney

**RELEASE OF TEMPORARY CONSTRUCTION EASEMENT**

COMES NOW, the City of Independence, Kansas, a municipal corporation, and hereby releases the **temporary construction easement** granted in that certain Utility Easement recorded September 9, 2016, in Book 652 at Page 458, covering the following described real estate:

NE/4 SW/4 of Section 26, Township 32 South, Range 15 East, Montgomery County, Kansas

CITY OF INDEPENDENCE, KANSAS

By: \_\_\_\_\_  
LOUIS YSUSI, Mayor

ATTEST:

\_\_\_\_\_  
DAVID W. SCHWENKER, City Clerk

STATE OF KANSAS            )  
  ) SS:  
MONTGOMERY COUNTY        )

BE IT REMEMBERED, That on this \_\_\_\_ day of July, 2021, before me, the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared LOUIS YSUSI, Mayor, and DAVID W. SCHWENKER, City Clerk, of the CITY OF INDEPENDENCE, KANSAS, a municipal corporation duly organized, incorporated and existing under and by virtue of the laws of the State of Kansas, and who are personally known to me to be the same persons who executed, the above and foregoing instrument of writing on behalf of said corporation, and such persons acknowledged the execution of the same to be the act and deed of said CITY OF INDEPENDENCE, KANSAS.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year last above written.

\_\_\_\_\_  
NOTARY PUBLIC

Term expires: