

2023 Kansas Statutes

24-1240. White Clay watershed district property, contract and debt obligations transferred to city of Atchison. (a) Upon the dissolution of the White Clay watershed district, the city of Atchison shall acquire the property of the watershed district subject to any leases or agreements duly and validly made by the district. The city shall be responsible for the payment or retirement of any watershed debts or obligations. All property, funds and assets of the district shall be vested in the city of Atchison.

(b) The city shall be the successor in every way to the powers, duties and functions of the watershed district. Every act performed in the exercise of such transferred powers, duties and functions by the city shall be deemed to have the same force and effect as if performed by the watershed district.

(c) Whenever the watershed district, or words of like effect, are referred to or designated by a contract or other document and such reference is in regard to any of the powers, duties and functions transferred to the city of Atchison, such reference or designation shall be deemed to apply to the city as the context requires.

(d) The city of Atchison shall have the legal custody of all records, memoranda, writings, entries, prints, representations, electronic data or combinations thereof of any act, transactions, occurrence or event of the watershed district.

(e) No suit, action or other proceeding, judicial or administrative, lawfully commenced, or which could have been commenced, by or against the watershed district prior to its dissolution or by or against any officer of the district, prior to its dissolution in such officer's official capacity or in relation to the discharge of such officer's official duties, shall abate by reason of the governmental reorganization effected under the provisions of this act. The court may allow any such suit, action or other proceeding to be maintained by or against the successor of the district or any officer affected.

History: L. 2019, ch. 21, § 3; July 1.