

Resolution 2016-019

RESOLUTION TO VACATE THE PUBLIC RIGHT OF WAY IN CENTENNIAL PLAT

WHEREAS, on March, 26, 2016, the applicant, Kathleen McShane, submitted a petition in compliance with Wyo. Stat. § 24-3-101 (a) to the Albany County Clerk to vacate an alley and street in Centennial Plat so that title to the street/alley shall rest with property owners of the lots abutting the vacated property and reserve an easement for public utilities on the vacated property.

WHEREAS, Wyoming Statute § 34-12-106 through § 34-12-111 require that any public road be altered or vacated in a manner provided by law for the alteration or discontinuance of highways and such laws are set forth at Wyoming Statute § 24-3-101, et sec., that allows for the establishment, alteration, and/or vacation of County roads.

WHEREAS, a viewer was appointed pursuant to Wyoming Statute § 24-3-105 and 106 who filed a written report with the Commissioners recommending a portion of the public road be vacated.

WHEREAS, the Commissioners resolved in Resolution No. 2016-019 to commence proceedings to vacate a public road the point of commencement and the course and the point of termination of a portion of the public right of way to be vacated is located across the Alley of Block 53, Centennial Plat (western boundary at Oak Street to the eastern boundary/the western boundary of Steve Wilson's lot) and Maple Street (from 1st Street North to 2nd Street).

WHEREAS, on August 20, 2016 the County Planner sent copies of the *Public Notice Of Hearing To Vacate A Portion Of The Publish Right Of Way In Centennial Plat*, by registered mail to all of parties having an interest in the land over which the road is proposed to be vacated and required by Wyoming Statute § 24-3-110.

WHEREAS, the *Notice Of Hearing To Vacate A Portion Of The Publish Right Of Way In Centennial Plat* was published in the Laramie Boomerang a newspaper in general circulation in Albany County, Wyoming for three (3) consecutive weeks on August 6, 13, and 20, 2016, and also published on the county website at Public Notices at www.albanycounty.wy.gov as required by Wyoming Statute § 24-3-110.

WHEREAS, no objections were filed or received in writing with the County Clerk and no hearing was required pursuant to State statute § 24-3-110

NOW THEREFORE THE BOARD OF COUNTY COMMISSIONERS OF ALBANY COUNTY, WYOMING, RESOLVES:

Section 1. The Public Right of Way on Centennial Plat, the point of termination of a portion of the public right of way to be vacated is located across the Alley of Block 53, Centennial Plat (western boundary at Oak Street to the eastern boundary/the western boundary of Steve Wilson's lot) and Maple Street (from 1st Street North to 2nd Street), and more particularly described as follows:

A PARCEL OF LAND BEING A PART OF MAPLE AVENUE PER DEDICATION PLAT OF CENTENNIAL LOCATED IN SECTION 3, TOWNSHIP 15 NORTH, RANGE 78 WEST OF THE 6TH P.M., IN ALBANY COUNTY WYOMING, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST QUARTER CORNER OF SAID SECTION 3, BEING A 3.25" ALUMINUM CAP, FOUND, FROM WHICH THE WEST QUARTER CORNER OF SAID SECTION 3, BEING A 3.25" ALUMINUM CAP FOUND, BEARS SOUTH 89°55'35" WEST 5278.46 FEET;

THENCE SOUTH 89°55'35" WEST 1436.99 FEET ALONG THE EAST-WEST CENTERLINE OF SAID SECTION TO A POINT ON THE WEST RIGHT-OF-WAY OF MAPLE AVENUE;

THENCE ALONG SAID WEST RIGHT-OF-WAY NORTH 00°26'55" WEST 80.00 FEET TO THE SOUTHEAST CORNER OF BLOCK 53, BEING A 2 INCH ALUMINUM CAP STAMPED PE/LS 9329 SET;

THENCE CONTINUING ALONG SAID WEST RIGHT-OF-WAY NORTH 00°26'55" WEST 148.73 FEET TO THE SOUTHEAST CORNER OF LOT 1 BLOCK 53, BEING A 2 INCH ALUMINUM CAP STAMPED PE/LS 9329 SET, ALSO BEING THE POINT OF BEGINNING OF THIS DESCRIPTION:

THENCE NORTH 89°33'05" EAST 40.00 FEET PERPENDICULAR TO SAID WEST RIGHT-OF-WAY TO THE CENTER OF SAID RIGHT-OF-WAY;

THENCE SOUTH 00°26'55" EAST 50.00 FEET ALONG SAID CENTERLINE AND PARALLEL WITH SAID WEST RIGHT-OF-WAY;

THENCE SOUTH 89°33'05" WEST 40.00 FEET PERPENDICULAR TO THE SAID WEST RIGHT-OF-WAY;

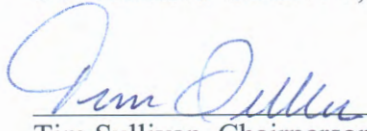
THENCE NORTH 00°26'55" WEST 50.00 FEET ALONG SAID WEST RIGHT-OF-WAY TO THE POINT OF BEGINNING.

SAID TRACT OF LAND CONTAINS 0.05 ACRES MORE OR LESS AND IS
SUBJECT TO EASEMENTS FOR EXISTING UTILITIES.
is hereby VACATED.

Section 2. This Resolution and Order shall be recorded in the land records
immediately with the Albany County Clerk, in Laramie, Wyoming.

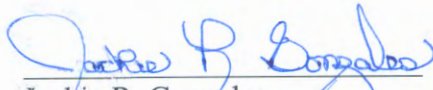
PASSED, APPROVED, AND ADOPTED THIS 1st day of November, 2016.

THE BOARD OF COUNTY COMMISSIONERS
OF ALBANY COUNTY, WYOMING



Tim Sullivan, Chairperson

ATTEST:



Jackie R. Gonzales,
Albany County Clerk