

CITY OF SHERIDAN
ENCROACHMENT/USE PERMIT

The City of Sheridan (herein the "City") hereby grants to Fred M. Barton (herein the "Owner"), and his successors, as the owner of that real property commonly known as 130, 132 and 134 N Thurmond St., Sheridan, Wyoming and more particularly described as the South 77 feet of Lots 1 and 2, of Block 4 of the Alger Addition to the Town, now City, of Sheridan, Sheridan County, Wyoming; permission to use a portion of the City's right of way, as follows, and as:

1. The duplex constructed along the alley encroaches at its furthest point, 1.1 feet into the alley right-of-way and also a garage/apartment along the alley encroaches .9 feet, as described on the attached Exhibit A.
2. The Owner desires to continue to utilize the duplex and garage/apartment at the above mentioned location for the foreseeable future.
3. The City agrees that, at the present time, the Owner's existing improvements within platted street rights-of-way encroached on do not, and for the foreseeable future will not interfere, with the City's or general public's needs of access or rights therein.
4. Nothing herein shall prevent the request for vacation of the rights-of-way described herein.

THEREFORE, for so long as the City does not require the municipal or public use of the above-described right-of-way area for access, the City does hereby grant an encroachment/use permit allowing the Owner to continue to utilize the portion of the alley right-of-way presently occupied by the portion of the residential duplex, and apartment/garage. This permit may be revoked by the City upon the City's reasonable determination that there is a municipal or public need to use the affected portion of right-of-way and such need outweighs the benefit from the existing use of each right of way.

Owner shall do nothing to increase its current encroachment into the right-of-way and should any of the encroaching structure be destroyed, it shall not be rebuilt within the rights of way.

This permit is recorded in the Sheridan County Clerk's office to ensure that the public record reflects said permit having been granted by the City of Sheridan.

This permit is hereby executed by the duly authorized representative of the municipality known as The City of Sheridan on this 1st day of May, 2018.

ATTEST:

Cecilia Good
Cecilia Good (Clerk)

THE CITY OF SHERIDAN

Roger Miller
Roger Miller, Mayor

Fred M. Barton
Fred M. Barton

STATE OF WYOMING)
) ss
COUNTY OF SHERIDAN)

The above and foregoing instrument was subscribed, sworn to, and acknowledged before me by Mayor Roger Miller and Cecilia Good, both with the authority to so execute on behalf of the City of Sheridan, a municipal corporation within Sheridan County, Wyoming, this 1st day of May, 2018.

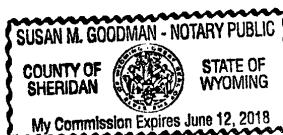
Susan M. Goodman
Notary Public

My commission expires:

STATE OF WYOMING)
) ss
COUNTY OF SHERIDAN)

The above and foregoing instrument was subscribed, sworn to, and acknowledged before me by Fred M. Barton this 24 day of April, 2018.

Susan M. Goodman
Notary Public

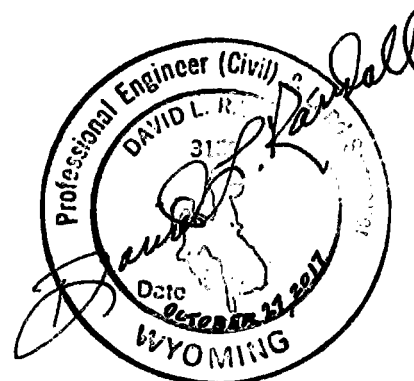


RANDALL ENGINEERING SURVEYS

722 Monte Vista
Sheridan, Wyoming 82801
Phone 307-672-6003
Fax 307-672-6003

October 27, 2017

Mr. Lane Thompson, P.E.
City Engineer
City of Sheridan
55 East Grinnell
Sheridan, Wyoming 82801



Re: Descriptions of Encroachments into an Alley Pertaining to the Fred Barton Subdivision Plat Submittal Located at 132 and 132½ North Thurmond.

1. Encroachment from Residence 132½ North Thurmond into Alley.

A tract of land situated in the alley of Block 4, Alger Addition to the City of Sheridan, Sheridan County, Wyoming; this tract lies adjacent to Lot 1, Block 4 of said Alger Addition and is more particularly described as follows:

Beginning at a point which bears N 89°38'01" W a distance of 10.99 feet from the Southeast Corner of said Lot 1, Block 4; thence S 1°40'03" E for a distance of 0.82 feet; thence S 89°47'46" W for a distance of 31.60 feet; thence N 1°40'03" W for a distance of 1.14 feet; thence S 89°38'01" E for a distance of 31.61 feet to the point of beginning.

This tract of land contains 31 Square Feet.

2. Encroachment from Garage (Carriage House) at 132 North Thurmond into Alley.

A tract of land situated in the alley of Block 4, Alger Addition to the City of Sheridan, Sheridan County, Wyoming; this tract lies adjacent to Lot 2, Block 4 of said Alger Addition and is more particularly described as follows:

Beginning at a point which bears N 89°38'01" W a distance of 103.08 feet from the Southeast Corner of said Lot 1, Block 4; thence S 0°34'05" W for a distance of 0.94 feet; thence N 89°25'55" W for a distance of 6.35 feet; thence N 0°34'05" E for a distance of 0.92 feet; thence S 89°38'01" E for a distance of 6.35 feet to the point of beginning.

This tract of land contains 6 Square Feet.

NO. 2018-742099 USE PERMIT

EDA SCHUNK THOMPSON, SHERIDAN COUNTY CLERK
CITY OF SHERIDAN - PLANNING P O BOX 848
SHERIDAN WY 82801