

RESOLUTION 19-06-013
VACATION OF PUBLIC RIGHT-OF-WAY PLAT OF FIRST ADDITION TO
TOWN OF LODORE

WHEREAS, pursuant to Wyoming Statute §§ 24-3-101 et seq., and W.S. § 34-12-107 the Board of County Commissioners for Sheridan County, Wyoming, may vacate a county or public right-of-way when it finds the public interest so requires;

WHEREAS, the Board finds the Public Right-of-Way labeled as "County Road" adjacent to Lot 26 in Block 2 and Tract No. 1 shown on the Plat of First Addition to Town of Lodore should be vacated;

WHEREAS, the point of commencement, course, and termination point of the subject right-of-way is described on the attached Exhibit A and is recorded in the Office of County Clerk and Recorder in Drawer L, Page 8;

WHEREAS on December 26, 2018, the County Clerk received a Petition to Vacate the subject right-of-way;

WHEREAS, on January 15, 2019, the Board appointed Ken Muller to act as the Viewer and, after taking his Oath of Viewer, he filed a written report with the Board on January 22, 2019 recommending that said recommending the subject right-of-way be vacated;

WHEREAS, on February 5, 2019, the Board adopted Resolution 19-02-005 Notice of Intent to Vacate the subject right-of-way; which set the date for receipt of written objections and claims for damages and set the date of the meeting wherein the Board would consider the vacation of said right-of-way;

WHEREAS, notice of the proposed vacation of said right-of-way was POSTED ON Sheridan County's Official website Tuesday, February 5, 2019 and published in The Sheridan Press on Friday, February 8, 2019 and Friday, February 15, 2019;

WHEREAS, said Notice was also provided to those persons identified as interested parties in the Petition and

WHEREAS, on March 8, 2019 written objections or claims for damages were received.

WHEREAS, The Appraiser's written report received by the Board on May 16, 2019 determined that Harry Washut, Jr. will not suffer damages due to the vacation.

NOW, THEREFORE, THE BOARD RESOLVES THAT:

1. It is in the public interest and for the public good that said right-of-way be vacated.
2. The subject right-of-way is hereby vacated with its point of commencement, course, and termination described on the attached Exhibit A and is recorded in the Office of County Clerk and Recorder in Drawer L, Page 8.
3. The objection and claim for damages filed by Harry Washut, Jr. is denied.
4. This Resolution shall be recorded in the Office of the County Clerk and Recorder for Sheridan County, Wyoming.
5. The Office of the County Clerk and Recorder for Sheridan County, Wyoming shall note on the plat, in the county road records, and the county land records, as

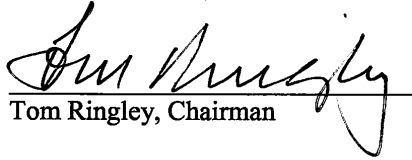
appropriate, that subject right-of-way is vacated.

6. This Resolution supersedes all previous resolutions in conflict herewith.
7. If a court finds any section or part of a section of this Resolution unconstitutional or otherwise invalid, the remaining sections shall remain in full effect.
8. This Resolution shall be effective immediately upon its adoption in accordance with law.

ADOPTED: June 4, 2019.


**BOARD OF COUNTY COMMISSIONERS
SHERIDAN COUNTY, WYOMING**

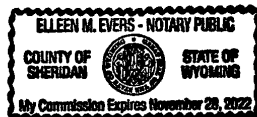
BY:


Tom Ringley, Chairman

STATE OF WYOMING)
)
County of Sheridan)

This instrument was acknowledged before me on the 4th day of June, 2019 by Tom Ringley, as Chairman of the Board of County Commissioners for Sheridan County, Wyoming.


Elleen M. Evers, Notary Public



PLAN
OF
FIRST ADDITION
TO
TOWN OF LODGE
SEC. 6, T35N, R25W
SHERIDAN COUNTY, WYOMING
SCALE 1"=100'

EXHIBIT

[illegible][illegible]

ACKNOWLEDGEMENT OF OWNER:

Colts of Wyoming
County of Sheridan
Before me, a Notary Public, in and for said County and State of Wyoming, personally appeared William C. Smith, personally known to me to be the identical person named and acknowledged to me that he had signed the foregoing instrument, freely and voluntarily, and that he was not under any duress, threat and returned said W. C. Smith to be the same person who executed and returned said W. C. Smith combination signature W. C. Smith to be the same person who executed and returned said W. C. Smith combination signature.

CERTIFICATE OF SURVEYOR

I, E. C. Gentlin, am a licensed Surveyor of the State of New York, and being duly sworn, depose and say that in the month of September and October 1922, I measured the First Addition to the Town of Lodi, as shown by this map, and that it is a correct definition of said "acreage".

E. C. Gentlin
 Witness.
 J. A. Van Hook
 Clerk.

Affidavit of Surveyor

Country of Switzerland. Personally known to me as "Reddy Public" since E.C. Griffin who on early 1930's was a member of the House of Representatives and that in the months of September and October 1930-31 he was elected to the House of Representatives. I believe he shows on this paid and that this paid is a correct B.I. of a member of said assembly.

Witness was heard and ruled out of this case of *Re: Griffin* 1926.

My commission expires *March 27 1927*

John A. Griffin

J. N. Smith used
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NO. 2019-750340 RESOLUTION
DA SCHUNK THOMPSON, SHERIDAN COUNTY CLERK
SHERIDAN COUNTY BOCC

2019-750340 6/4/2019 11:15 AM PAGE: 3 OF 3
BOOK: 581 PAGE: 74 FEES: \$0.00 SM RESOLUTION
EDA SCHUNK THOMPSON, SHERIDAN COUNTY CLERK