

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

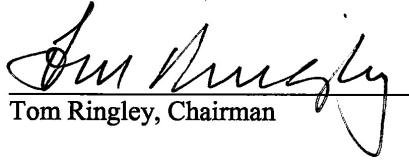
appropriate, that subject right-of-way is vacated.

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**

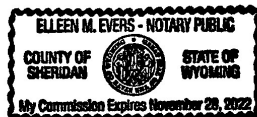
BY:


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



PL 11
OF
FIRST ADDITION
TO
TOWN OF LODGE-
POLE, T35N, R65W
SHERIDAN COUNTY, WYOMING
ECLIPSE 1100

Exhibit

[illegible]

State of California
County of San Diego
I, William E. Smith, of said County and State,
personally known to me to be the legal owner
of whose name is subscribed to the above said certificate of dedication
and who acknowledged to me that said said vote, signed by her, freely and
voluntarily, without any fraud or coercion, and
My commission expires January 1, 1970
Richard P. Smith
Richard P. Smith

ACKNOWLEDGMENT OF OWNER

[illegible]

CERTIFICATE OF SURVEYOR

State of Wyoming
County of Cheyenne

This is to certify that I, E. C. Gentling, formerly
Mayor of Buffalo, and that in the months of September and October
1920, I conveyed the First Addition to the Town of Lodi, as shown by
the plat attached, to be a complete definition of said plat.

E. C. Gentling
Witness my hand and seal this 1st day of September, 1920.

E. C. Gentling
Secretary.

AFFIDAVIT OF SURVEYOR

State of Maryland)
County of St. Charles
Personally before me, a Notary Public, come E. C. Gwynn,
who with appearance and oath, filed his Petition for the
repeal of Chapter 200 of the Acts of 1900, and the repeal
of Chapter 201 of the Acts of 1900, and said Gwynn, said
petitioner, is the owner of the premises in the
petition of said repeal.
Witness my hand and notary seal this 14 day of Dec- 1900
My commission expires this 14 day of Dec- 1901
Notary Public for St. Charles County, Md.

A. M. Donnell
and
James Smith
to
the printer

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Jan 21
4th Dec
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