

Resolution 2018-010

**RESOLUTION TO VACATE THE PUBLIC RIGHT OF WAY IN CENTENNIAL PLAT**

**WHEREAS**, on July, 31, 2017, 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. 2017-019 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 in portions of right of way between Block 52 and Block 53 Centennial Plat (between 1<sup>st</sup> and 2<sup>nd</sup> Street.) Also the entire alley in Block 53, Centennial Plat between Lots 1-10 and Lots 11-20.

**WHEREAS**, on December 21, 2017 the County Clerk sent copies of the *Public Notice Of Hearing To Vacate A Portion Of The Public 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 Public Right Of Way In Centennial Plat* was published in the Laramie Boomerang a newspaper in general circulation in Albany County, Wyoming for two (2) consecutive weeks on December 27, 2017 and January 3, 2018, and also published on the county website at Legals at [www.albanycounty.wy.gov](http://www.albanycounty.wy.gov) as required by Wyoming Statute § 24-3-110.

**WHEREAS**, objections were filed or received in writing with the County Clerk and a public hearing was required and held on February 6, 2018 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 in portions of right of way between Block 52 and Block 53 Centennial Plat (between 1<sup>st</sup> and 2<sup>nd</sup> Street.) Also the entire alley in Block 53, Centennial Plat between Lots 1-10 and Lots 11-20, coinciding with Viewer Map Option #1 and more particularly described as follows:

**DESCRIPTION 1:**

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 FOUND AND THE POINT OF BEGINNING OF THIS DESCRIPTION;

THENCE CONTINUING ALONG SAID WEST RIGHT-OF-WAY NORTH 00°26'55" WEST 98.73 FEET TO A 2 INCH ALUMINUM CAP STAMPED PE/LS 9329 FOUND ALSO BEING THE SOUTHWEST CORNER OF THAT CERTAIN PARCEL AS DESCRIBED IN DOCUMENT 2016-6068, RECORDED AT THE ALBANY COUNTY CLERK AND RECORDS OFFICE IN LARAMIE, WYOMING;

THENCE NORTH 89°33'05" EAST 40.00 FEET ALONG THE SOUTH LINE OF SAID PARCEL DESCRIBED IN DOCUMENT 2016-6068 TO A 2" ALUMINUM CAP STAMPED PE/LS 9329 FOUND, SAID POINT ALSO BEING THE CENTER POINT OF SAID MAPLE AVENUE RIGHT-OF-WAY;

THENCE NORTH 00°26'55" WEST 50.00 FEET ALONG SAID CENTERLINE, ALSO BEING THE EAST LINE OF SAID PARCEL DESCRIBED IN DOCUMENT 2016-6068 TO A 2" ALUMINUM CAP STAMPED PE/LS 9329 FOUND;

THENCE SOUTH 89°33'05" EAST 40.00 FEET PERPENDICULAR TO EAST RIGHT-OF-WAY TO A POINT ON SAID EAST RIGHT-OF-WAY LINE OF MAPLE

AVENUE ALSO BEING A #5 REBAR AND 2" ALUMINUM CAP STAMPED PE/LS 9329 SET;

THENCE SOUTH 00°26'55" EAST 148.73 FEET ALONG SAID EAST RIGHT-OF-WAY TO A #5 REBAR AND 2" ALUMINUM CAP STAMPED PE/LS 9329 SET;

THENCE SOUTH 89°33'05" WEST 80.00 FEET PERPENDICULAR TO SAID WEST RIGHT-OF-WAY TO THE POINT OF BEGINNING OF THIS DESCRIPTION.

SAID TRACT OF LAND CONTAINS 0.23 ACRES MORE OR LESS AND IS SUBJECT TO EASEMENTS FOR EXISTING UTILITIES.

**DESCRIPTION 2:**

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 FOUND;

THENCE CONTINUING ALONG SAID WEST RIGHT-OF-WAY NORTH 00°26'55" WEST 98.73 FEET TO A 2 INCH ALUMINUM CAP STAMPED PE/LS 9329 FOUND ALSO BEING THE SOUTHWEST CORNER OF THAT CERTAIN PARCEL AS DESCRIBED IN DOCUMENT 2016-6068, RECORDED AT THE ALBANY COUNTY CLERK AND RECORDS OFFICE IN LARAMIE, WYOMING;

THENCE NORTH 89°33'05" EAST 40.00 FEET ALONG THE SOUTH LINE OF SAID PARCEL DESCRIBED IN DOCUMENT 2016-6068 TO A 2" ALUMINUM CAP STAMPED PE/LS 9329 FOUND, SAID POINT ALSO BEING THE CENTER POINT OF SAID MAPLE AVENUE RIGHT-OF-WAY;

THENCE NORTH 00°26'55" WEST 50.00 FEET ALONG SAID CENTERLINE, ALSO BEING THE EAST LINE OF SAID PARCEL DESCRIBED IN DOCUMENT 2016-6068 TO A 2" ALUMINUM CAP STAMPED PE/LS 9329 FOUND AND THE POINT OF BEGINNING OF THIS DESCRIPTION;

THENCE SOUTH 89°33'05" WEST 40.00' PERPENDICULAR TO SAID WEST RIGHT-OF-WAY TO A 2" ALUMINUM CAP STAMPED PE/LS 9239 FOUND SAID POINT ALSO BEING A POINT ON THE WEST RIGHT-OF-WAY OF SAID MAPLE AVENUE AND THE NORTHWEST CORNER OF A CERTAIN PARCEL AS DESCRIBED IN DOCUMENT 2016-6068;

THENCE NORTH 00°26'55" WEST 132.73' ALONG SAID WEST RIGHT-OF-WAY TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF SECOND STREET AND A #5 REBAR AND 2" ALUMINUM CAP STAMPED PE/LS 9329;

THENCE NORTH 89°51'03" EAST 40.00 FEET ALONG SAID SOUTH RIGHT-OF-WAY OF SECOND STREET TO A #5 REBAR AND 2" CAP STAMPED PE/LS 9329 SAID POINT ALSO BEING THE CENTER POINT OF SAID MAPLE AVENUE RIGHT-OF-WAY;

THENCE SOUTH 00°26'55" EAST 132.52 FEET ALONG SAID CENTERLINE TO THE POINT OF BEGINNING OF THIS DESCRIPTION.

SAID TRACT OF LAND CONTAINS 0.12 ACRES MORE OR LESS AND IS SUBJECT TO EASEMENTS FOR EXISTING UTILITIES.

**DESCRIPTION 3:**

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 FOUND;

THENCE CONTINUING ALONG SAID WEST RIGHT-OF-WAY NORTH 00°26'55" WEST 98.73 FEET TO A 2 INCH ALUMINUM CAP STAMPED PE/LS 9329 FOUND ALSO BEING THE SOUTHWEST CORNER OF THAT CERTAIN PARCEL AS DESCRIBED IN DOCUMENT 2016-6068, RECORDED AT THE ALBANY COUNTY CLERK AND RECORDS OFFICE IN LARAMIE, WYOMING;

THENCE NORTH 89°33'05" EAST 40.00 FEET ALONG THE SOUTH LINE OF SAID PARCEL DESCRIBED IN DOCUMENT 2016-6068 TO A 2" ALUMINUM CAP

STAMPED PE/LS 9329 FOUND, SAID POINT ALSO BEING THE CENTER POINT OF SAID MAPLE AVENUE RIGHT-OF-WAY;

THENCE NORTH 00°26'55" WEST 50.00 FEET ALONG SAID CENTERLINE, ALSO BEING THE EAST LINE OF SAID PARCEL DESCRIBED IN DOCUMENT 2016-6068 TO A 2" ALUMINUM CAP STAMPED PE/LS 9329 FOUND AND THE POINT OF BEGINNING OF THIS DESCRIPTION;

THENCE CONTINUING NORTH 00°26'55" WEST 132.52 FEET ALONG SAID CENTERLINE OF MAPLE AVENUE TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF SECOND STREET AND A #5 REBAR AND 2" ALUMINUM CAP STAMPED PE/LS 9329;

THENCE NORTH 89°51'03" EAST 40.00 FEET ALONG SAID SOUTH RIGHT-OF-WAY OF SECOND STREET TO A POINT ON THE EAST RIGHT-OF-WAY OF MAPLE AVENUE AND A #5 REBAR AND 2" ALUMINUM CAP STAMPED PE/LS 9329;

THENCE SOUTH 00°26'55" EAST 132.31 FEET ALONG SAID EAST RIGHT-OF-WAY TO A #5 REBAR AND 2" ALUMINUM CAP STAMPED PE/LS 9329;

THENCE SOUTH 89°33'05" WEST 40.00 FEET PERPENDICULAR TO SAID WEST RIGHT-OF-WAY TO THE POINT OF BEGINNING OF THIS DESCRIPTION.

SAID TRACT OF LAND CONTAINS 0.12 ACRES MORE OR LESS AND IS SUBJECT TO EASEMENTS FOR EXISTING UTILITIES.

#### **DESCRIPTION 4**

A PARCEL OF LAND BEING A PART OF A 16 FOOT ALLEY LOCATED IN BLOCK 53 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 FOUND;

THENCE CONTINUING NORTH 00°26'55" WEST 98.73 FEET ALONG SAID WEST RIGHT-OF-WAY TO A 2 INCH ALUMINUM CAP STAMPED PE/LS 9329 FOUND

ALSO BEING THE SOUTHWEST CORNER OF THAT CERTAIN PARCEL AS DESCRIBED IN DOCUMENT 2016-6068, RECORDED AT THE ALBANY COUNTY CLERK AND RECORDS OFFICE IN LARAMIE, WYOMING;

THENCE CONTINUING NORTH 00°26'55" WEST 34.00 FEET ALONG THE WEST LINE OF THAT CERTAIN PARCEL DESCRIBED IN DOCUMENT 2016-6068 TO A POINT ON THE WEST LINE OF A 16 FOOT ALLEY AS DESCRIBED IN SAID DEDICATION PLAT OF CENTENNIAL SAID POINT ALSO BEING A 2" ALUMINUM CAP STAMPED PE/LS 9323 FOUND AND THE POINT OF BEGINNING OF THIS DESCRIPTION;

THENCE SOUTH 89°53'19" WEST 77.78 FEET ALONG THE SOUTH LINE OF SAID ALLEY TO A POINT ON THE WEST LINE OF THAT CERTAIN PARCEL DESCRIBED IN DOCUMENT 2014-3985, SAID POINT ALSO BEING A 2" ALUMINUM CAP STAMPED PE/LS 9323 FOUND;

THENCE NORTH 00°06'41" WEST 16.00 FEET TO A POINT ON THE NORTH LINE OF SAID ALLEY AND THE SOUTH LINE OF THAT CERTAIN PARCEL DESCRIBED IN DOCUMENT 1998-0917, SAID POINT ALSO BEING A #5 REBAR AND 2" ALUMINUM CAP STAMPED PE/LS 9323 SET;

THENCE NORTH 89°53'19" EAST 77.68 FEET ALONG THE NORTH LINE OF SAID ALLEY ALSO BEING THE SOUTH LINE OF SAID PARCEL DESCRIBED IN DOCUMENT 1998-0917 AND A 2" ALUMINUM CAP STAMPED PE/LS 9323 FOUND;

THENCE SOUTH 00°26'55" EAST 16.00 FEET ALONG SAID PARCEL DESCRIBED IN BOOK 2016-6068 AND THE POINT OF BEGINNING OF THIS DESCRIPTION.

SAID TRACT OF LAND CONTAINS 0.03 ACRES MORE OR LESS AND IS SUBJECT TO EASEMENTS FOR EXISTING UTILITIES.

**DESCRIPTION 5**

A PARCEL OF LAND BEING A PART OF A 16 FOOT ALLEY LOCATED IN BLOCK 53 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 FOUND;

THENCE CONTINUING NORTH 00°26'55" WEST 98.73 FEET ALONG SAID WEST RIGHT-OF-WAY TO A 2 INCH ALUMINUM CAP STAMPED PE/LS 9329 FOUND ALSO BEING THE SOUTHWEST CORNER OF THAT CERTAIN PARCEL AS DESCRIBED IN DOCUMENT 2016-6068, RECORDED AT THE ALBANY COUNTY CLERK AND RECORDS OFFICE IN LARAMIE, WYOMING;

THENCE CONTINUING NORTH 00°26'55" WEST 34.00 FEET ALONG THE WEST LINE OF THAT CERTAIN PARCEL DESCRIBED IN DOCUMENT 2016-6068 TO A POINT ON THE WEST LINE OF A 16 FOOT ALLEY AS DESCRIBED IN SAID DEDICATION PLAT OF CENTENNIAL SAID POINT ALSO BEING A 2" ALUMINUM CAP STAMPED PE/LS 9323 FOUND;

THENCE SOUTH 89°53'19" WEST 77.78 FEET ALONG THE SOUTH LINE OF SAID ALLEY TO A POINT ON THE WEST LINE OF THAT CERTAIN PARCEL DESCRIBED IN DOCUMENT 2014-3985 AND THE EAST LINE OF THAT CERTAIN PARCEL DESCRIBED IN DOCUMENT 1998-0917, SAID POINT ALSO BEING A 2" ALUMINUM CAP STAMPED PE/LS 9323 FOUND AND THE POINT OF BEGINNING OF THIS DESCRIPTION;

THENCE SOUTH 89°53'19" WEST 181.42 FEET ALONG THE SOUTH LINE OF SAID ALLEY AND THE NORTH LINE OF THAT CERTAIN PARCEL DESCRIBED IN DOCUMENT 1998-0917 TO A POINT ON THE EAST RIGHT-OF-WAY OF OAK AVENUE AND A #5 REBAR AND 2" ALUMINUM CAP STAMPED PE/LS 9323 SET;

THENCE NORTH 00°24'24" WEST 16.00 FEET ALONG SAID EAST RIGHT-OF-WAY TO A POINT ON THE SOUTH LINE OF SAID PARCEL DESCRIBED IN DOCUMENT 1998-0917 AND A #5 REBAR AND 2" ALUMINUM CAP STAMPED PE/LS 9323 SET;

THENCE NORTH 89°53'19" EAST 181.50 FEET ALONG THE NORTH LINE OF SAID ALLEY AND THE SOUTH LINE OF SAID PARCEL DESCRIBED IN DOCUMENT 1998-0917 TO A #5 REBAR AND 2" ALUMINUM CAP STAMPED PE/LS 9323 SET;

THENCE SOUTH 00°06'41" EAST 16.00 FEET TO THE POINT OF BEGINNING.

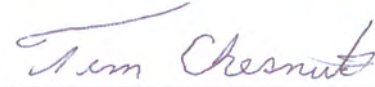
SAID TRACT OF LAND CONTAINS 0.07 ACRES MORE OR LESS AND IS SUBJECT TO EASEMENTS FOR EXISTING UTILITIES.

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.

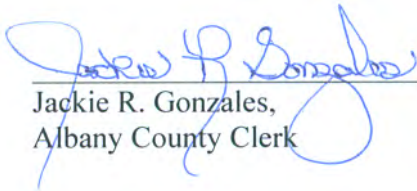
PASSED, APPROVED, AND ADOPTED THIS 6th day of March, 2018.

THE BOARD OF COUNTY COMMISSIONERS  
OF ALBANY COUNTY, WYOMING



\_\_\_\_\_  
Tim Chesnut, Chairperson

ATTEST:



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Jackie R. Gonzales,  
Albany County Clerk