

RESOLUTION NO. 06-19

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR WESTON COUNTY, WYOMING**

Approval of Petition to Vacate Part of First Addition to Town of Osage

WHEREAS Bobby L. Clyde Petitioner owns the property described as follows:

Lots 9 through 19 and 25 through 38 in Block 20 of First Addition to the Town of Osage, Weston County, Wyoming, according to the recorded plat thereof;

Lots 3 through 19 and 20 through 38 in Block 21 of First Addition to the Town of Osage, Weston County, Wyoming, according to the recorded plat thereof; and

WHEREAS The above-described property constitutes all of Blocks 20 and 21 of First Addition to the Town of Osage, Weston County, Wyoming, lying south of Old Highway 16; and

WHEREAS the Board of County Commissioners of Weston County, Wyoming, having received a petition from Bobby L. Clyde to vacate so much of the plat for First Addition to the Town of Osage as includes the above described property and the proportionate share of the streets and alleys which either adjoin or are surrounded by the said property; and

WHEREAS Wyoming Statutes Sections 34-12-108 and 34-12-109 govern petitions to vacate portions of a platted subdivision. They provide as follows:

34-12-108. Vacation; partial vacation; when permitted.

Any part of a plat may be vacated under the provisions, and subject to the conditions of this act [34-12-101 through 34-12-104, 34-12-106 through 34-12-115]; provided, such vacating does not abridge or destroy any of the rights and privileges of other proprietors in said plat; and provided, further, that nothing contained in this section shall authorize the closing or obstruction of any public highways laid out according to law.

34-12-109. Vacation; partial vacation; effect on streets.

When any part of a plat shall be vacated as aforesaid, the proprietors of the lots so vacated may enclose the streets, alleys and public grounds adjoining lots in equal proportions.

and

WHEREAS Petitioner desires to have the above-described lots and the share of the streets and alleys adjoining his lots vacated from the First Addition to the Town of Osage and to enclose the proportions of the streets and alleys adjoining his lots to which he is entitled; and

WHEREAS the vacation of the above-described property will not abridge or destroy any of the rights and privileges of any other owners of lots in the First Addition to the Town of Osage;

WHEREAS the streets and alleys either surrounded by petitioner's property or adjoining it, other than Old Highway 16, have never been used as a means of access to property owned or occupied by other property owners in that addition; and

WHEREAS the lots, streets and alleys to be so vacated are described in the document attached as Exhibit B to the petition which is the subject of this resolution;

NOW THEREFORE, the Board of County Commissioners of Weston County, Wyoming, hereby resolve to approve the petition of Bobby L. Clyde to vacate a portion of First Addition to the Town of Osage as depicted in Exhibit A to the said petition and to describe the property of the petitioner which has been so vacated as is shown in Exhibit B to his petition, said Exhibit being incorporated into this resolution by this reference.

DATED this 21st day of ~~July~~ ^{November}, 2006.

BOARD OF COUNTY COMMISSIONERS
WESTON COUNTY, WYOMING

By: _____

Chairman

ATTEST:

County Clerk