

'89 MAY 30 P1:36

RECORDED

REQUEST

County Commissioners

STATE OF WASHINGTON,

County of Skagit

} ss.

In the Matter of the Petition of

Lain, Benton, Irons, & Cowan et al.

For Vacation of a County Road known as the
A portion of Front Street, Plat of
Rockport Road.

Order Vacating County Road

In the matter of the vacation of a County Road petitioned for by Lain, Benton, Irons, Cowan and others, the Board finds as follows:

First. That the petition therefor was filed on the 13th day of June, 1986, and that said petition was signed by at least ten free holders of the County, residing in the vicinity of the said road.

Second. That said petition was accompanied by a bond in the sum of \$100.00, which said bond was found to be good and sufficient, and was duly approved by the Chairman of the Board on the 30th day of June, 1986.

Third. That on the 30th day of June, 1986, the County Engineer was duly directed to examine said road and make a report in writing on the same.

Fourth. That on the 14th day of July, 1986, the County Engineer filed in the office of the Board his report in writing, as provided by law.

Fifth. That by an order duly passed by this Board on the 30th day of June, 1986 the 14th day of July, 1986, was set for hearing the report of the Engineer, and the consideration thereof, and that notice of the time and place where said hearing would be held was given by publication and posting as provided by law.

Sixth. That said report of the County Engineer shows:

That in his opinion said road should be vacated.

That said road is not in use.

That it will not be advisable to preserve the same for a general road system in the future.

That the public will be benefitted by its vacation.

That

1. Front Street was dedicated to the public as part of the Plat of Rockport, Washington as recorded in Volume 3, Page 79 of Plats, Records of Skagit County.
2. For many years, Railroad Avenue, No. 9751 has existed along the South Westerly side of Lots 1-6, block 4, said Plat of Rockport and crossing over a portion of said Lots 5-7 said Block 4, and Lot 5, block 5, said Plat of Rockport.
3. The right-of-way for that portion of said Railroad Avenue adjoining said Block 4, was obtained by Quit Claim Deed from Burlington Northern Inc. June 11, 1975, and described in AF# 819132.
4. This as-constructed portion of said Railroad Avenue presently serves as access for Lots 1-6, said Block 4.
5. Skagit County has received a signed right-of-way deed from Mr Delbert G. Irons for that portion of railroad Avenue encroaching upon Lots 5, Block 5 of said Plat of Rockport, AF# 8905150005.
6. Due to the unusually high assessed valuation placed on this right-of-way by the Assessor's Office, the Board of County Commissioners have voted to make the offer of vacation valid for a period of three years from the date of Public Hearing, August 11, 1986. Therefore, it is necessary to prepare a separate final Order of Vacation for each petitioner involved.

and the Board having examined the report of the Engineer, and all other papers on file in the proceedings, and heard and considered all testimony and documentary evidence adduced for and against the vacation of the road, and the Board being satisfied that said road will not be useful as a part of a general road system, and that the public will be benefited by its vacation, did vote in open Public Hearing to vacate said unused portion of Front Street right-of-way adjoining Lot 5, Block 5, said Plat of Rockport, except all easements and franchises of record.

It is Ordered by the Board, all the members concurring, that the county road petitioned to be vacated by Lain, Benton, Irons, and Cowan and others, be vacated upon payment of all costs by the principal petitioner....; and the Clerk of this Board is directed to make a statement in writing of all costs and expenses incurred in the same proceedings and file the same with the County Treasurer, who shall proceed to collect the same

Costs of Public Hearing:

Engineer's Fee	\$20.00
Auditor's Fee	15.00
Cost of Publication	49.40
Total	\$84.40*

* The costs of the Public Hearing were paid by Mr. J.C. Cowan.

Appraised Value of Vacated Right-of-way:

Mr. and Mrs. Delbert Irons: That portion of Front Street adjoining Lot 5, Block 5, said Plat of Rockport.

Appraised Value:	\$1478.40
Less Encroachment	101.20

Amount Due: \$1367.20

Amount Paid in Full: 5-5-89.

This order of Vacation is for ONLY that portion of Front Street adjoining Lot 5, Block 5, said Plat of Rockport.

Done this 30th day of May 1989

Attest:

Stephanie Wood,

Clerk of the Board.

Dave Rohrer

Chairman

Ruth Wylie, Commissioner

W.W. Vaux

Board of County Commissioners

In the Matter of the Petition of

Lain, Benton, Cowan, Irons et al.

Final Order of Vacation

For Vacation of a County Road Known as the
A portion of Front Street, Plat
of Rockport Road.

The Board having on the 30th day of May

19 89, ordered the
vacation of said road upon payment by the principal petitioner of all costs and expenses incurred in the
proceedings, and said costs and expenses, amounting to the sum of \$ 1367.20, having

been paid to the Treasurer of this county on the 5th day of May, 19 89.

It is Ordered by the Board, all the members concurring, that the county road petitioned to be vacated by
Lain, Benton, Cowan, and Irons

and others, be vacated as follows:

Mr. and Mrs Delbert G. Irons:

That portion of Front Street adjoining Lot 5, Block 5, said Plat of
Rockport.

Done this 30th day of May

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Dave Rohrer Chairman

Ruth Wylie

W.W. Vaux, Board of County Commissioners
Commissioner

Stephanie Wood, Clerk of the Board.

Road No. 3

In Road District No. 3
County of Skagit
State of Washington.

In the Matter of the Petition of

Lain, Benton, Cowan, Irons et al.

P. O.

For Vacation of a County Road Known
as the

Portion of Front Street
Plat of Rockport Road.

Order Vacating County
Road

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