



STATE OF WASHINGTON, }  
County of Skagit }ss  
}

**18157**

**ORDER VACATING COUNTY RIGHT OF WAY**

In the matter of the request by  
**Mr. Michael Benton,**

For the vacation of **an unopened portion of County right-of-way along Edward Street.**

In the matter of the vacation of a portion of County road right-of-way petitioned by **Mr. Michael Benton,** the Board finds as follows:

**FIRST.** That the request therefore was filed on **the 30<sup>th</sup> day of November, 2000,** and a \$100.00 bond was deposited.

**SECOND.** That an Affidavit of Sufficiency was signed on **the 1<sup>st</sup> day of December, 2000,** certifying that the majority of freeholders owning property abutting the right-of way proposed for vacation have signed the vacation petition.

**THIRD.** That on **the 11<sup>th</sup> day of December, 2000** the County Engineer was duly directed to examine said right-of-way and make a report in writing on the same.

**FOURTH.** That on **the 9<sup>th</sup> day of January, 2001,** the County Engineer filed in the office of the Board his report on the proposed vacation in writing, as provided by law.

**FIFTH.** That by an order duly passed by this Board on **the 11<sup>th</sup> day of**

**December, 2000, the 9<sup>th</sup> day of January, 2001** 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.

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**SIXTH.** That said report of the County Engineer shows.

- **That this right-of-way is located within a plat but never developed into a road.**
- **That said right of way is enclosed on three sides by private property. Its vacation will create more logical property boundaries.**
- **That said right-of-way is of no benefit to the public as a County roadway and should be returned to the adjacent property owners.**
- **That in his opinion said right-of-way should be vacated**

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 produced for and against the vacation of the road, and the Board being satisfied that said right-of-way will not be useful as a part of a general road system, and that the public will be benefited by its vacation, did unanimously vote to vacate said road right-of-way described as follows:

**Located in the Southeast quarter of the Southeast quarter of Section 26, Township 35 North, Range 9 East, W.M., beginning at its intersection with Main Street and running southwesterly for approximately 133 feet between lot 12, Block 3, and lot 7, Block 2, "Plat of Rockport" recorded in Volume 3, Page 79 of Plats, records of Skagit County, Washington.**

**Containing 1045.4 square feet.  
Situate in the County of Skagit, State of Washington.  
Less any Franchises or Easements of record.**

It is Ordered by the Board, all the members concurring, that the County right-of-way requested to be vacated by **Mr. Michael Benton**, be vacated upon payment of all costs by the principal petitioner, if any; and the Clerk of the 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 as follows below if directed to do so by the Board:



200101240092

, Skagit County Auditor

|                     |          |
|---------------------|----------|
| Auditor's Fee       | \$ 15.00 |
| Engineer's Costs    | 20.00    |
| Publication Costs   | 40.00    |
| Public Hearing Cost | \$ 75.00 |
|                     |          |

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Amount of right-of-way to be vacated: 1045.4 sq. ft.  
Land purchase cost: (cost waived)  
Cost of public hearing: \$ 75.00  
**Total Costs:** \$ 75.00

Done this 22<sup>ND</sup> day of JANUARY 2001.



BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON

Ted W. Anderson  
Ted W. Anderson, Chairman

Kenneth A. Dahlstedt, Commissioner

Don Munks  
Don Munks, Commissioner

ATTEST:

Patti J. Chambers  
Patti J. Chambers, Clerk  
Skagit County Board of Commissioners



200101240092  
, Skagit County Auditor

In the Matter of the request of  
**Mr. Michael Benton.**

**18157**

For the vacation of an unused portion  
of County right-of-way along  
**EDWARD STREET**

**FINAL ORDER OF VACATION**

The Board having on **the 9<sup>th</sup> day of January, 2001**, ordered the vacation of said right-of-way upon payment by the principal petitioner of all costs and expenses incurred in the proceedings, as directed by the Board and said costs and expenses, if any, amounting to the sum of **\$75.00** having been paid to the Treasurer of this County;

It is Ordered by the Board, all the members concurring, that the County right-of-way requested to be vacated by **Mr. Michael Benton** be vacated as follows:

**Located in the Southeast quarter of the Southeast quarter of Section 26, Township 35 North, Range 9 East, W.M., beginning at its intersection with Main Street and running southwesterly for approximately 133 feet between lot 12, Block 3, and lot 7, Block 2, "Plat of Rockport" recorded in Volume 3, Page 79 of Plats, records of Skagit County, Washington.**

**Containing 1045.4 square feet.  
Situate in the County of Skagit, State of Washington.  
Less any Franchises or Easements of record.**

Done this 22<sup>ND</sup> day of JANUARY 2001.

39135  
SKAGIT COUNTY WASHINGTON  
Real Estate Excise Tax  
PAID

JAN 24 2001

Amount Paid \$0  
Skagit County Treasurer  
By: man Deputy

BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON

*Ted W. Anderson*  
Ted W. Anderson, Chairman

Kenneth A. Dahlstedt, Commissioner

*Don Munks*  
Don Munks, Commissioner

ATTEST:

*Patti J. Chambers*  
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