

In the matter of the request by

Mr. Loren Sande,

For the vacation of unopened County right-of-way.

In the matter of the vacation of unopened County right-of-way petitioned by **Mr. Loren Sande**, the Board finds as follows:

FIRST: That the request therefore was filed on the 11th day of August, 2003, and a \$100.00 bond was deposited.

SECOND: That an Affidavit of Sufficiency was signed on the **14th day of August, 2003**, 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 22nd day of September, 2003, 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 **14th day of October**, **2003**, 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 the 22nd day of September, 2003, the 14th day of October, 2003, 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 as given by publication and posting as provided by law.

SKAGIT COUNTY Contract # C20030466

Page 1 of 5

SIXTH: That said report of the County Engineer shows:

- There are other roads of equal utility for public use.
- The right-of-way is of no benefit to the public as a County roadway and should be returned to the adjacent property owners.

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 one-quarter of Section 1, Township 34 North, Range 4 East, W.M., unopened county right-of-way, south of Mud Lake Road and west of State Route 9, approximately 295 feet by 16 feet in the east-west direction bordered by Lots 15 & 16 and ending at Lots 10 & 21, and 280 feet by 16 feet in the north-south direction bordered by Lots 9 & 10 and ending at Lots 1 & 21. That portion of Naylor's Central Addition to Clear Lake filed in Vol. 4 of Plats at page 18, records of Skagit County, Washington, signed 3/6/1917.

Containing 0.25 acre
Situate in the County of Skagit, State of Washington.
Less any Franchises or Easements of record.

An easement in gross is hereby reserved within the vacated right-of-way for all existing and future utilities, including extensions and improvements thereto, and recognition of any franchises of records.

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

Cost:

Auditor's Fee	\$25.00
Engineer's Costs	\$30.00
Publication Costs	\$45.00
Total Cost	\$100.00

2 0 0 3 1 1 0 7 0 1 0 5 Skagit County Auditor

11/7/2003 Page

2 of

5 3:08PM

SKAGIT COUNTY Contract # C20030466

Page 2 of 5

Right-of-way to be vacated: Cost per Acre

0.25 acre \$5,000.00

Assessed value of land to be vacated (cost waived)

Cost of Public Hearing

\$100.00

Total Costs:

\$100.00

Done this 3rd day of Normber 2003

BOARD OF COUNTY COMMISSIONERS Skagit County, WASHINGTON

SKAGIT COUNT WASHINGTON REAL ESTAT EXCISE TAX

MOV 0 7 2003

Amount Pall 5 D Skagit Co. Treasurer By Peputy Kenneth A. Dahlstedt, Chairman

Ted. W. Anderson, Commissioner

Don Munks, Commissioner

ATTEST:

JoAnne Giesbrecht, Clerk

Skagit County Board of Commissioners

200311070105 Skagit County Auditor

11/7/2003 Page

3 of

5 3:08PM

SKAGIT COUNTY
Contract # C20030466

Page 3 of 5

In the Matter of the request of Mr. Loren Sande.

For the vacation of unopened FINAL ORDER OF VACATION

County right-of-way.

The Board having on the 14th day of October, 2003, 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 \$100.00 having been paid to the Treasurer of this County;

It is ordered by the Board, all the members concurring, that the County rightof-way requested to be vacated by **Mr. Loren Sande**, be vacated as follows:

Located in the Southeast one-quarter of Section 1, Township 34 North, Range 4 East, W.M., unopened county right-of-way, south of Mud Lake Road and west of State Route 9, approximately 295 feet by 16 feet in the east-west direction bordered by Lots 15 & 16 and ending at Lots 10 & 21, and 280 feet by 16 feet in the north-south direction bordered by Lots 9 & 10 and ending at Lots 1 & 21. That portion of Naylor's Central Addition to Clear Lake filed in Vol. 4 of Plats at page 18, records of Skagit County, Washington, signed 3/6/1917.

Containing 0.25 acre.

Situate in the County of Skagit, State of Washington.

Less any Franchises or Easements of record.

An easement in gross is hereby reserved within the vacated right-of-way for all existing and future utilities, including extensions and improvements thereto, and recognition of any franchises of records.

day of Nember 2003.

BOARD OF COUNTY COMMISSIONERS SKAGIT COUNTY, WASHINGTON

Kenneth A. Dahlstedt. Chairman

Ted W. Anderson, Commissioner

Don Munks, Commissioner

Giesbrecht, Clerk of the Board JoAnne

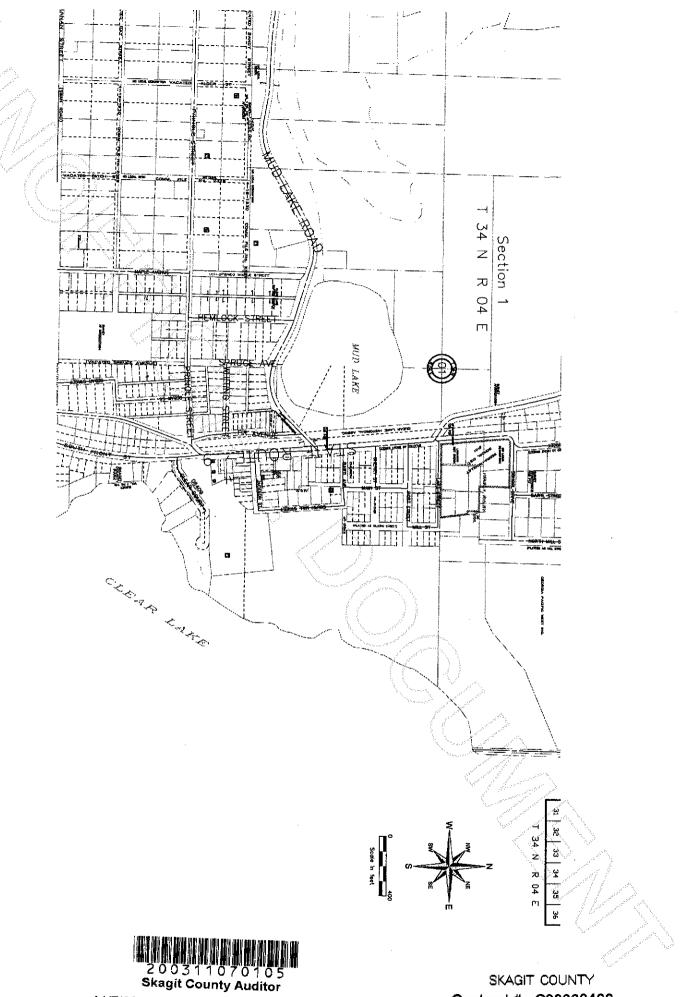
Skagit County Auditor

11/7/2003 Page

5 3:08PM

SKAGIT COUNTY Contract # C20030466

Page 4 of 5



11/7/2003 Page

5 of

5 3:08PM

Contract # C20030466

Page 5 of 5