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BOOK 234 PAGE 911

FILED
SKAMANIA COUNTY
Dec 31 2 21 PM '02
J. MICHAEL STEVENSON

Return Address:

Skamania County Commissioners
PO Box 790
Stevenson, WA 98648

Document Title(s) or transactions contained herein:

1. Resolution 2002-65 Vacation of Shaddox Springs Road

GRANTOR(S) (Last name, first name, middle initial)

1. Skamania County

☐ Additional names on page _____ of document.

GRANTEE(S) (Last name, first name, middle initial)

1. The Public

☐ Additional names on page _____ of document.

LEGAL DESCRIPTION (Abbreviated: i.e., Lot, Block, Plat or Section, Township, Range, Quarter, Quarter)

Section 30 of Township 3 North, Range 10 East, W.M.

☐ Complete legal on page _____ of document.

REFERENCE NUMBER(S) of Documents assigned or released:

☐ Additional numbers on page _____ of document.

ASSESSOR'S PROPERTY TAX PARCEL/ACCOUNT NUMBER

☐ Property Tax Parcel ID is not yet assigned

☐ Additional parcel numbers on page _____ of document.

The Auditor/Recorder will rely on the information provided on the form. The Staff will not read the document to verify the accuracy or completeness of the indexing information.

RESOLUTION No. 2002-65

Vacating Shaddox Springs Road while reserving a public utilities easement

**BOARD OF COUNTY COMMISSIONERS
SKAMANIA COUNTY
STEVENSON, WASHINGTON**

WHEREAS On August 12, 2002, the Board of County Commissioners, in Resolution 2002-44, declared its intent to vacate Shaddox Springs Road and directed the County Engineer to report on the road as required by Chapter 36.87.040, R.C.W., and

WHEREAS the Board received the Engineer's Report and set a public hearing on the proposed vacation, and

WHEREAS all of the notices of the hearing were properly published and posted as required by Chapter 36.87.050, R.C.W., and

WHEREAS, on October 7 and October 31, 2002, the Board held a public hearing where public testimony was received, considered and recorded, and

WHEREAS the Board of County Commissioners has determined that Shaddox Springs Road is not a useful part of the County road system and that the public would benefit from its vacation; and

WHEREAS, the Board has further determined that the public interest would be served if the County retained an easement in Shaddox Springs Road for the construction, maintenance and repair of a public utility.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Skamania County, Washington does hereby vacate Shaddox Springs Road as a County Road but reserves an easement over and across the vacated premises for public utility purposes, including but not limited to an easement for access to the springs and wells owned by the Skamania County PUD.

BE IT THEREFORE ORDERED BY THE BOARD OF COUNTY COMMISSIONERS OF SKAMANIA COUNTY, WASHINGTON in accordance with R.C.W. 36.87.060, that

- (1) **SHADDOX SPRINGS ROAD No. 33760**, shall be vacated and abandoned in its entirety (from Mile Post 0.00 to Mile Post 0.28 (end)); and
- (2) Pursuant to RCW 36.87.140, Skamania County hereby retains an easement in respect to the vacated land for the construction, repair, and maintenance of public utilities and services for the full length and width of **SHADDOX SPRINGS ROAD No. 33760**, Mile Post 0.00 to Mile Post 0.28 (end). This easement will include, but not be limited to, a forty (40) feet wide road (twenty (20) feet on

each side of the existing centerline), for access to the springs and wells owned and operated by the Skamania County PUD; and

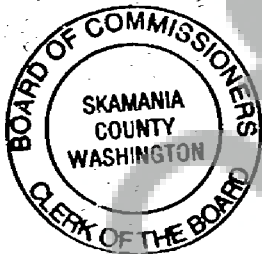
(3) The Skamania County Engineer shall draft, negotiate and enter a License Agreement with the Public Utility District No. 1 of Skamania County to authorize the PUD, under mutually agreeable terms, to use the County's easement to construct, operate and maintain over and under the above described lands a public utility, including but not limited to an access road and water lines; and

(4) This Resolution shall be recorded with the County Auditor in reference to the affected adjoining or underlying parcels.

Pursuant to action of October 31, 2002, this resolution is hereby approved and

SIGNED this 30th day of December, 2002

SEAL



BOARD OF COUNTY COMMISSIONERS
SKAMANIA COUNTY, WASHINGTON

[Signature]
Chairperson

[Signature]
Commissioner

Albert E. McKee
Commissioner

ATTEST:

[Signature]
Clerk of the Board

APPROVED AS TO FORM ONLY:

BA
Skamania County Prosecuting Attorney