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03/10/2011

11:50 AM

Official Record

Requested By
ELKO COUNTY BOARD OF COMMISSIONERS

Elko County - NV

D. Mike Swales - Recorder

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Requested By: MR EPTT:

APN: 003-014-008



Elko County Board of Commissioners

Recording Sheet

Resolution 07-2011

Amending Typo Errors in Resolution 29-2010

Regarding Abandonment of Right of Ways - A Portion of Block B in the Town of Lamolle

Requestors: Donald L. and Bonnie J. Muckel

Original Resolution Approved October 20, 2010



Elko County Board of Commissioners

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COMMISSIONERS

Demar Dahl
Glen G. Gentry
Charles L. Myers
Warren Runcell
R. Jeff Williams

ELKO COUNTY MANAGER

Robert K. Stokes

EXECUTIVE ASSISTANT

Michelle A. Petty

NO. 07-2011

**A RESOLUTION AMENDING
RESOLUTION AND ORDER NO. 29-2010 TO ABANDON RIGHT OF WAYS IN A
PORTION OF ALLEY WITHIN BLOCK "B" OF THE TOWN OF LAMOILLE**

WHEREAS, the Board of County Commissioners of the County of Elko, State of Nevada, upon a petition of Donald L. Muckel and Bonnie J. Muckel to vacate a Parcel of land located in Section 19, Township 33 North, Range 58 East, M.D.B. &M., Town of Lamoille, Nevada, being all or portions of the alley adjacent to Lots 21, 24, 25, 26, 27, and 28, of Block B, as shown on the Official map of the Town of Lamoille, on file in the Office of the Elko County Recorder, Elko, Nevada, as File No. 37018 in the regular meeting of September 16, 2010; and

WHEREAS, The Elko County Planning Commission recommended approval of said alley and easement vacations as depicted in application with No. 10-3000-0003; and

WHEREAS, said notice was duly posted and published as required by law; and

WHEREAS, at the time and place set in said notice, to-wit: at the hour of 3:30 p.m. (Pacific Time) on the 20th day of October, 2010, in the Nannini Administration Building, Suite 102, 540 Court Street, Elko, Nevada, a hearing before said Board of County Commissioners was duly had, and the Board having deemed that no person or persons would be materially injured thereby; and

WHEREAS, it appears to the satisfaction of the said Board of County Commissioners that the vacation of a Parcel of land located in Section 19, Township 33 North, Range 58 East, M.D.B. &M., Town of Lamoille, Nevada, being all or portions of the alley adjacent to Lots 21, 24, 25, 26, 27, and 28, of Block B, as shown on the Official map of the Town of Lamoille, on file in the Office of the Elko County Recorder, Elko, Nevada, as File No. 37018 as recommended by the Elko County Planning Commission will not materially injure the public.

WHEREAS, upon motion duly made by Commissioner Demar Dahl to approve the vacation of portions of the alley adjacent to Lots 21, 24, 25, 26, 27, and 28, of Block B, of land located in Section 19, Township 33 North, Range 58 East, M.D.B. &M., Town of Lamoille, Nevada, with the requirement of a Record of Survey, seconded by Commissioner John Ellison:



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A. Applicant shall comply with all provisions of NRS 278.490 through 278.4987 inclusive in reference to abandonment of a public right of way.

B. Legal Description and Map have been submitted. Within six (6) months of approval by the Elko County Board of Commissioners, Said Record of Survey and Legal Description are to be delivered to the Elko County Planning and Zoning Division for review and presentation to the Elko County District Attorney for final deed draft.

C. It is the responsibility of the applicant to cause and pay for required legal descriptions necessary for the filing of deeds of conveyance to the applicant from Elko County.

D. Elko County Reserves an easement for access and maintenance of any and all public utilities should they exist within this abandoned right of way.

NOW, THEREFORE BE IT RESOLVED, upon motion duly made by Commissioner Russell to approve amending resolution NO. 29-2010 to correct typographical errors, seconded by Commissioner Myers.

PASSED AND ADOPTED this 18th day of May, 2011.

VOTE:

AYES - 5

NAYS- 0

ABSENT- 0


**DEMAR DAHL, CHAIR
BOARD OF COUNTY COMMISSIONERS
ELKO COUNTY, NEVADA**

ATTEST:

Carol Fosmo by: Kelly Anderson
CAROL FOSMO, COUNTY CLERK