

CITY OF PROSSER, WASHINGTON

RESOLUTION NO. 03-1165

A RESOLUTION REGARDING THE VACATION OF A PORTION OF PARK AVENUE WHICH PORTION IS LYING BETWEEN KINNEY WAY AND FLORENCE STREET.

**WHEREAS**, the City of Prosser has received a petition from Leo Heintz and Joan Heintz, husband and wife, for the vacation of a portion of Park Avenue lying between Kinney Way and Florence Street and more particularly described on exhibit "a" attached hereto, and

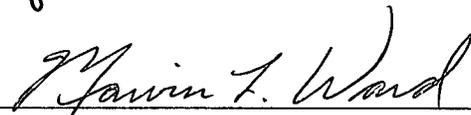
**WHEREAS**, it appears that only petitioner's property has the useful benefit from the portion of the street to be vacated, and that it is in the best interest of the City of Prosser to proceed with the process to vacate that portion of Park Avenue which is legally described in exhibit "a" attached hereto,

**NOW THEREFORE, BE IT RESOLVED**, by the City Council of the City of Prosser that it is the desire of the City Council to vacate that portion of Park Avenue, as legally described in exhibit "a" attached hereto and,

**BE IT FURTHER RESOLVED**, that a public hearing is set to be held on the 26<sup>th</sup> day of August, 2003, at 7:00 p.m., in the Prosser City Hall Council Chambers, or as soon thereafter as can be heard, and

**BE IT FURTHER RESOLVED**, that the City Clerk is hereby instructed to notify and post notices as required by RCW 35.79.020.

**ADOPTED** by the City Council of the City of Prosser and **APPROVED** by the Mayor of the City of Prosser this 2<sup>nd</sup> day of July, 2003

  
\_\_\_\_\_  
MAYOR

ATTEST:

  
\_\_\_\_\_  
CITY CLERK

APPROVED AS TO FORM:



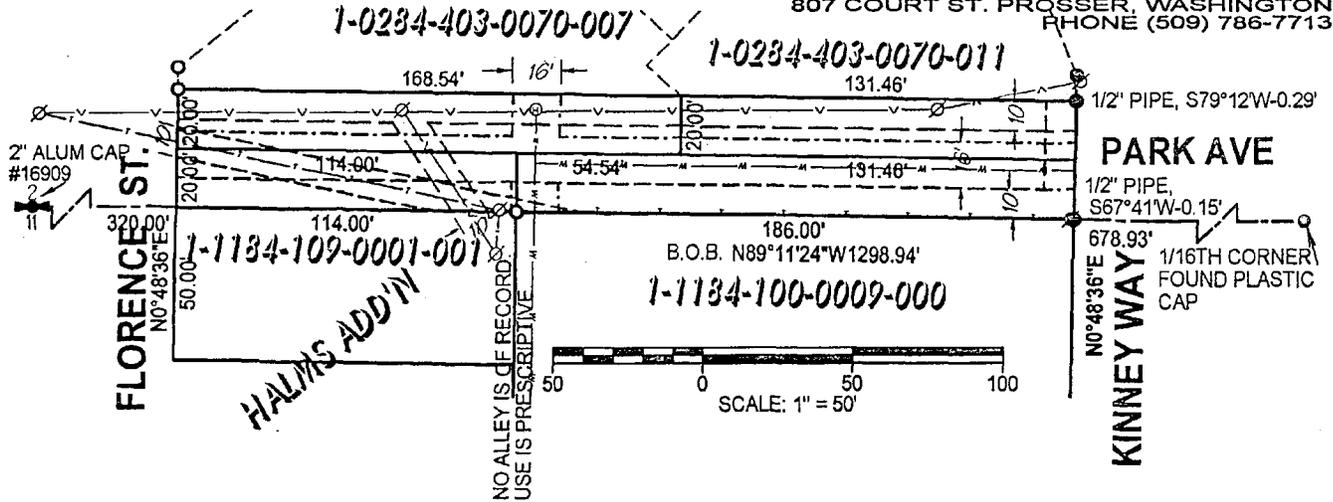
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CITY ATTORNEY

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EXHIBIT "A"

ROBERT G. REYNOLDS, P.L.S.  
807 COURT ST. PROSSER, WASHINGTON  
PHONE (509) 786-7713



VACATION DESCRIPTION

PARK STREET BETWEEN FLORENCE STREET AND KINNEY WAY, DESCRIBED AS FOLLOWS:  
BEGINNING AT A POINT ON THE SOUTH LINE OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 8 NORTH, RANGE 24 EAST, W.M., CITY OF PROSSER, BENTON COUNTY, WASHINGTON, LYING SOUTH 89°11'24" EAST 320 FEET FROM THE SOUTH QUARTER CORNER OF SAID SECTION 2;  
THENCE CONTINUING SOUTH 89°11'24" EAST 300.00 FEET;  
THENCE NORTH 0°48'36" EAST 40.00 FEET;  
THENCE NORTH 89°11'24" WEST 300.00 FEET;  
THENCE SOUTH 0°48'36" WEST 40.00 FEET TO THE POINT OF BEGINNING;

RESERVING UTILITY EASEMENTS OVER EXISTING LINES AND SPECIFIC EASEMENTS AS FOLLOWS:  
THE NORTHERLY 10 FEET OF VACATED PARK STREET FOR POWER AND CABLE EASEMENT;  
THE SOUTHERLY AND EASTERLY 10 FEET OF VACATED PARK STREET FOR TELEPHONE EASEMENT;  
THE NORTHERLY 16 FEET OF THE SOUTHERLY 26 FEET, AND THE EASTERLY 16 FEET OF THE WESTERLY 128 FEET OF VACATED PARK STREET FOR DOMESTIC WATER EASEMENT.

