

RESOLUTION# _____

***NUNC PRO TUNC* RESOLUTION TO FILE VACATION re FRANK COURT (and associated ROWs)
per COMMISSIONERS' RESOLUTION NO. 880105-09 / RP-257**

WHEREAS, on January 5, 1988, the Laramie County Board of Commissioners, did resolve (Resolution No. 880105/09 / RP-257), to vacate Frank Court and the associated ROWs and alley in Block 2, Brabetz Subdivision, Laramie County, specifically:

Those portions of Frank Court (formerly Monroe Avenue) and the alley right-of-way within Block 2, Brabetz Subdivision, Laramie County, Wyoming, intended to be vacated pursuant to County Commissioners Resolution No. 880105/09, dated January 5, 1988, consisting of a 60-foot-wide Frank Court right-of-way commencing at the east right-of-way line of Monroe Avenue, running east approximately 290 feet, and terminating at the west right-of-way line of Cleveland Avenue, together with the alley right-of-way within Block 2, Brabetz Subdivision.

(hereinafter “Frank Court Vacation”). The Frank Court Vacation was never formally recorded.

WHEREAS, no areas of the Frank Court Vacation have been assessed by the Laramie County Assessor’s Office. For awareness only: current assessor mapping shows portions of the eastern Frank Court corridor folded into the Dry Creek Parkway tract. This is an administrative mapping issue only and does not reflect assessment or taxation.

WHEREAS, a portion of the Frank Court Vacation (specifically, a Frank Court right-of-way) was subsequently donated by quit claim deed, recorded May 31, 2002, Rec No. 323184, Book No. 1653, Page Nos.886-888 (*Donative Quitclaim Deed*, attached and incorporated herein as **Exhibit A**), to the City of Cheyenne, hereinafter “East Lakeview Donation”.

WHEREAS, The City of Cheyenne, and its corresponding Ordinance 4644, recorded on November 13, 2025, assumed the Frank Court Vacation in its annexation into District 150 of the City of Cheyenne.

WHEREAS, the County and the City of Cheyenne, and adjoining property owners, require a harmonious understanding and clarity of the Frank Court Vacation, for which recordation of this Resolution is anticipated, as a *Nunc Pro Tunc* (“now for then”) action of the Laramie County Board of County Commissioners.

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF LARAMIE COUNTY, WYOMING, as follows:

The Laramie County Board of Commissioners finds that:

- a.** The Frank Court Vacation, remains valid, and is vacated as follows effective January 5, 1988:

Those portions of Frank Court (formerly Monroe Avenue) and the alley right-of-way within Block 2, Brabetz Subdivision, Laramie County, Wyoming, intended to be vacated pursuant to County Commissioners Resolution No. 880105/09, dated January 5, 1988, consisting of a 60-foot-wide Frank Court right-of-way commencing at the east right-of-way line of Monroe Avenue, running east approximately 290 feet, and terminating at the west right-of-way line of Cleveland Avenue, together with the alley right-of-way within Block 2, Brabetz Subdivision.

- b.** This Resolution shall be recorded to evidence the Frank Court Vacation.

- c.** This Resolution recognizes the East Lakeview Donation of 2022 as not being included in the Frank Court Vacation, and is hereby excepted from the Frank Court Vacation.

THEREFORE, the Board decides as follows:

The Frank Court Vacation by previous Laramie County Board of Commissioners' Resolution No. 880105-09 / RP-257 is vacated effective January 5, 1988 and this resolution shall be recorded to evidence the same, and the Frank Court Vacation shall except the East Lakeview Donation made from Laramie County to the City of Cheyenne as recorded on May 31, 2002.

PRESENTED, READ, AND PASSED, this _____ day of _____

LARAMIE COUNTY BOARD OF COMMISSIONERS

Gunnar Malm, Chairman

ATTEST:

Debra K. Lee, Laramie County Clerk

Reviewed and approved as to form:

Laramie County Attorney

(1269/0877 - First Wyoming Bank East to Laramie County for all of Tract B East Lakeview Subdivision. Recorded Jan 18, 1989 & signed January 3, 1989. Warranty deed.)

And including the parcel described as: Dry Creek Parkway: Block 1 & 3

A parcel of land in a portion of Sections 26 and 27, Township 14N Range 66W, 6th P.M. of Laramie County, Wyoming otherwise known as Dry Creek Parkway: Block 1 & 3, and further described as follows:

Beginning at the northwest corner of Tract 233, Sunnyside Addition, 6th Filing, as shown on the official plat thereof; thence 0° 03'49", 60.00 feet to the southwest corner of Tract 324, Sunnyside Addition, 7th Filing; thence 269° 22'11", 59.94 feet to the southeast corner of Tract 325, Sunnyside Addition, 7th Filing; thence 270°27'34", along the south lines of Tracts 325 & 326, Sunnyside Addition, 7th Filing, 588.90 feet to the southwest corner of said Tract 326; thence 270° 17'25", 50.04 feet to the southeast corner of Tract 327, Sunnyside Addition, 7th Filing; thence 270° 25'28", along the south lines of Tracts 327 & 328, Sunnyside Addition, 7th Filing, 592.73 feet to the southwest corner of said Tract 328; thence 0° 10'18", along the west line of said Tract 328 and said line extended, 659.05 feet to the southwest corner of Tract 313, Sunnyside Addition, 7th Filing; thence 270° 26'23", along an extension of and along the south line of Tract 312, Sunnyside Addition, 7th Filing, 210.00 feet to a point; thence 333° 18'55", 302.24 feet to a point on the south line of Brabetz Subdivision; thence 0°26'54", 30.00 feet to a point on the centerline of Frank Court as shown on the plat of said Brabetz Subdivision; thence 270° 26'54", along said centerline, 161.20 feet to the intersection of said centerline with the centerline of the alley as shown in Block 2 of said Brabetz Subdivision; thence 0° 48'48", along said alley centerline, 164.96 feet to a point on the south line of Lot 10, Block 2, Brabetz Subdivision extended, thence 270° 26'54", along the extension of and along the south line of said Lot 10, 132.56 feet to the southwest corner of said Lot 10; thence 0° 48'48", along the west line of said Brabetz Subdivision, 134.99 feet to the northwest corner of said Brabetz Subdivision, thence 90° 26'14", along the north lines of said Brabetz Subdivision and Tract 313, Sunnyside Addition, 7th Filing, 935.48 feet to the northeast corner of said Tract 313; thence 180°25'45": along the east line of said Tract 313 and said line extended 659.04 feet to the northeast corner of Tract 328, Sunnyside Add. 7th Filing thence 180°04'20" along the east line of said Tract 328, 147.08 feet to a point; thence 90°27'54", 321.04 feet to a point on the centerline of Fillmore Avenue as shown on the plat of Sunnyside Addition, 7th Filing, thence 180° 05'10", along said centerline, 183.83 feet to a point; thence 90° 26'28", 408.69 feet to a point; thence 0°00'11", 130.66 feet to a point; thence 90° 22'43", 205.15 feet to a point on the east line of Tract 325, Sunnyside Addition, 7th Filing; thence 180° 02'27", along the east line of said Tract 325, 204.96 feet to a point, thence 90° 15'50", 355.70 feet to a point on the east line of Tract 324, Sunnyside Addition, 7th Filing; thence 180° 02'00" along said east line, 192.89 feet to the southeast corner of said Tract 324; thence 179° 59'31", 59.97 feet to the northeast corner of Tract 234, Sunnyside Addition, 6th Filing; thence 180° 01'06", along the east line of said Tract 234, 99.95 feet to a point; thence 145° 41'59", 262.62 feet to a point; thence 90° 11'57", 177.95 feet to a point on the centerline of Polk Avenue as shown on the plat of Sunnyside Addition, 6th Filing; thence 359°59'22" along said centerline, 20.36 feet to a point; thence 89° 59'22", 29.97 feet to a point on the east right-of-way of said Polk Avenue; thence 135° 48'29", 424.32 feet to the southeast corner of Tract 238, Sunnyside Addition, 6th Filing, - thence 179° 56'43", 59.92 feet to the northeast corner of Tract 259, Sunnyside Addition, 6th Filing, thence 180°01'34", along the east line of said Tract 259, 175.36 feet to a point on the north right-of-way of U.S. Highway 30; thence 240° 49'00", along said north right-of-way of U.S. Highway 30, 373.06 feet to its intersection with the centerline of Polk Avenue as shown on the plat of Sunnyside Addition, 6th Filing; thence 0° 00'00", along said centerline 145.68 feet to a point, thence 270° 09'08", 296.03 feet to a point on the east right-of-way of Parsons Place as shown on the plat of Parsons Subdivision; thence 0° 01'11", along said east right-of-way, and an extension thereof, a distance of 272.52 feet to a point on the south line of Tract 235, Sunnyside Addition, 6th Filing; thence 270° 08'21", along the south lines of Tracts 235, 234 and 233, Sunnyside Addition, 6th Filing, 196.41 feet to a point on the south line of said Tract 233; thence 0° 02'27", 268.00 west to a point; thence 270° 08'21", 130.00 feet to a point on the west line of said Tract 233, thence 0° 03'49" along said west line, 332.12 feet to the point of beginning.

Said parcel containing 35.41 acres more or less and being subject to all easements on record or apparent on the property. Courses designated in legal description are azimuths measured clockwise from north and based on City of Cheyenne Control Datum.

Hereby releasing and waiving all rights under and by virtue of the homestead exemption laws of the State of Wyoming.

To have and to hold the premises unto the said City of Cheyenne, Wyoming, its heirs and assigns, to his and their own proper use and behoove forever. So that neither the Board of County Commissioners, Laramie County, Wyoming, nor any other person in its name or behalf, or wither of us or any other person in our or either of our names or behalf shall or will hereafter claim or demand any right or title to the premises or any part thereof, but the and every one of them shall by these presents be excluded and forever barred.

In Witness Whereof, ~~we~~ ^I have hereunto set ~~our~~ ^{my} hands and seal this 30 day of May, 2002.

Board of County Commissioners,
Laramie County Wyoming,

By: 1

Title: Deane Humphrey

STATE OF WYOMING)
) ss.
COUNTY OF LARAMIE)

The foregoing instrument was acknowledged before me by Deane Humphrey this 30th day of May, 2002.

Witness my hand and official seal.

Charlotte Ware Magee
Notary Public

My commission expires: 5-14-2003

