

A resolution vacating that portion of the unopened alley, lying in Block 2 of Grays Harbor and Union City Railroad addition to Union City, Plat recorded in volume 2, Page 1 of Plats, records of Mason County; said street noted above will hereinafter be referred to as the STREET

Indexed SM
Compared SM

WHEREAS, the Plat of Grays Harbor and Union City Railroad addition to Union City, was recorded on June 23, 1890; and

WHEREAS, the STREET was never opened for public use; and

WHEREAS, the Laws of the State of Washington of 1889-1890, Chapter XIX, Section 32, Page 603 mandated that "Any county road . . . which remains unopened for public use for the space of five years after . . . the authority (is) granted for opening the same, shall be and the same is hereby vacated . . .;" and

WHEREAS, the Supreme Court of Washington has mandated in Turner v. Davisson, 47 Wn2d 375 (1955), that the above law shall govern the vacation of unopened roads in any plat recorded before 1909;

NOW THEREFORE, BE IT RESOLVED that the STREET is hereby vacated by order of law and that the vacation shall be and is considered to be effective as of 1894; and

BE IT RESOLVED that the County reserves the right for a general utilities easement for present or future utilities.

DATED this 6th day of July , 1982.

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON

NC
REEL 294 FR 209
AUDITOR'S OFFICE
PERMITS SECTION

William O. Hunt
Chairman

'82 JUL 8 PM 3:00

REQUEST OF
Mason Co. Commissioners

Ed Johnston
Commissioner

Annette S. McGee
Commissioner

ATTEST:

Rebecca S. Jacobs
Clerk of the Board

APPROVED AS TO FORM:

[Signature]
Prosecuting Attorney
of Mason County

- cc: Cmmrs
- Auditor
- Engineer
- Petitioner