

RESOLUTION NO. 68-82

A resolution vacating Pearl Avenue and McArdle Avenue between Huntington and Johnston Streets, lying in Townsend Addition to Union City, Plat recorded in volume 1, page 26 of plats, records of Mason County; said streets noted above will hereinafter be referred to as the STREETS

WHEREAS, the Plat of Townsend Addition to Union City, was recorded in June of 1890; and

WHEREAS, the STREETS were 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 fo 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 STREETS are hereby vacated by order of law and that the vacation shall be and is considered to be effective as of 1894;

Dated this 16th day of August 1982.

Indexed SO
Compared LC

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON

William O Hunter
Chairman

Ed Johnston
Commissioner

Annette S. McYee
Commissioner

ATTEST:

Rebecca S. Joebe
Clerk of the Board

APPROVED AS TO FORM:

J.H.J.H.
Prosecuting Attorney

- cc: Auditor
- Cmmrs
- Engineer
- Petitioner

RECORDED NC FILED
REEL 314 FRAME 1249
AUDITOR MASON COUNTY
ALLAN T. BROTCHE

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REQUEST OF
Mason Co. Commissioners