

RESOLUTION NO. 93-83

VACATION OF SULLIVAN STREET

A resolution vacating that portion of the unopened Sullivan Street, lying between Lots 3 - 10 of Block 56 and Lots 3 - 10 of Block 57, recorded in Volume 1, Page 17 of Plats, records of Mason County; and said street noted above will hereinafter be referred to as the STREET

WHEREAS, the Plat of Allyn was recorded on September 6, 1889; 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 . . .";

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 1893; and

DATED this 3rd day of October, 1983.

BOARD OF COUNTY COMMISSIONERS  
MASON COUNTY, WASHINGTON

RECORDED <sup>NC</sup> FILED  
REEL 314 FRAME 1211  
AUDITOR MASON COUNTY  
ALLAN T. BROTCHE

Indexed EM  
Compared EM

Ed Johnston  
Chairman

83 OCT 12 AM 11:28

Return: Mason Co. Commissioners

REQUEST OF

William O. Hunter  
Commissioner

Constance S. McGehee  
Commissioner

ATTEST:

Rebecca S. Joche  
Clerk of the Board

APPROVED AS TO FORM:

Jan H. Buehler DPA  
Mason County Prosecuting  
Attorney

- xc: Auditor
- Cmmrs
- Engineer
- Petitioner
- Recording