

RESOLUTION NO. 99-88

A resolution vacating the Easterly twenty-five (25) feet of Fir Street right-of-way adjacent to Lot 5 of Block 14, Plat of Union City, as recorded in the office of the Auditor for Mason County, Volume 1 of Plats, Pages 8 and 9.

WHEREAS, the Plat of Union City was recorded on April 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 . . .;" and

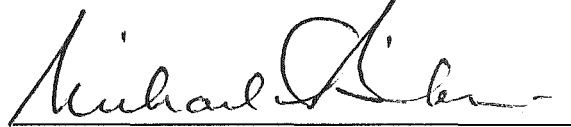
WHEREAS, the Supreme Court of Washington has mandated in Turner v. Davisson, 47 Wn2d 375 (1955), that the above law shall govern the vacation of unopened roads in any plat recorded before 1909;

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 1895; and

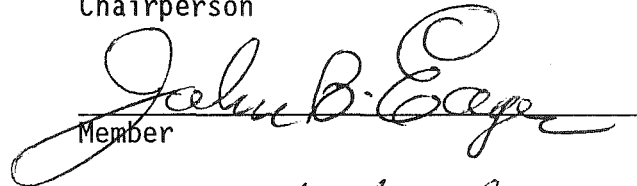
BE IT RESOLVED that the County reserves the right for a general utilities easement for present or future utilities.

DATED this 13th day December, 1988.

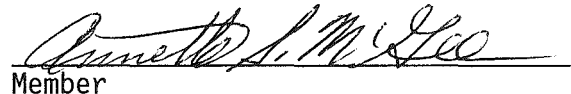
BOARD OF COUNTY COMMISSIONERS  
MASON COUNTY, WASHINGTON



Chairperson



Member

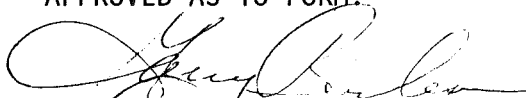


Member

ATTEST:

  
Clerk of the Board

APPROVED AS TO FORM:

  
Prosecuting Attorney  
of Mason County

422 91/c 483

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cc: Cmmrs.  
Auditor  
Engineer  
Petitioner

REQUEST OF  
Mason Co. Commissioners