

2 SHB 1951 - S COMM AMD
3 By Committee on State & Local Government

4 ADOPTED 4/6/99

5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** A new section is added to chapter 65.04 RCW
8 to read as follows:

9 Any person who has knowledge of the existence of any cemetery,
10 abandoned cemetery, historical cemetery, or historic grave that has not
11 been dedicated pursuant to RCW 68.24.010 through 68.24.040 may file for
12 recording, in the county in which the cemetery or grave is located, a
13 notice of abandoned cemetery document providing notice of the existence
14 of the cemetery or grave. Such document shall contain the legal
15 description of the property, the approximate location of the cemetery
16 or grave within the property, the name of the owner or reputed owner of
17 the property, and the assessor's tax parcel or account number. The
18 auditor or recording officer shall index the document to the names of
19 the property owner and the person executing the document.

20 **Sec. 2.** RCW 68.24.090 and 1987 c 331 s 34 are each amended to read
21 as follows:

22 Property dedicated to cemetery purposes shall be held and used
23 exclusively for cemetery purposes, unless and until the dedication is
24 removed from all or any part of it by an order and decree of the
25 superior court of the county in which the property is situated, in a
26 proceeding brought by the cemetery authority for that purpose and upon
27 notice of hearing and proof satisfactory to the court:

28 (1) That no interments were made in or that all interments have
29 been removed from that portion of the property from which dedication is
30 sought to be removed.

31 (2) That the portion of the property from which dedication is
32 sought to be removed is not being used for interment of human remains.

33 (3) That notice of the proposed removal of dedication has been
34 given in writing to both the cemetery board ((in writing)) and the
35 office of archaeology and historic preservation. This notice must be

1 given at least sixty days before filing the proceedings in superior
2 court. The notice of the proposed removal of dedication shall be
3 recorded with the auditor or recording officer of the county where the
4 cemetery is located at least sixty days before filing the proceedings
5 in superior court.

6 **Sec. 3.** RCW 68.60.020 and 1990 c 92 s 2 are each amended to read
7 as follows:

8 Any cemetery, abandoned cemetery, historical cemetery, or historic
9 grave that has not been dedicated pursuant to RCW 68.24.030 and
10 68.24.040 shall be considered permanently dedicated and subject to RCW
11 68.24.070. Removal of dedication may only be made pursuant to RCW
12 68.24.090 and 68.24.100."

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16 On page 1, line 1 of the title, after "cemeteries;" strike the
17 remainder of the title and insert "amending RCW 68.24.090 and
18 68.60.020; and adding a new section to chapter 65.04 RCW."

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