

**MARIPOSA COUNTY RESOLUTION NO. 07-414**

**RESOLUTION DECLARING THE COUNTY OF MARIPOSA'S INTEREST IN THE  
COULTERVILLE ROAD**

**WHEREAS**, it has come to the attention of the Mariposa County Board of Supervisors that questions have arisen with respect to the County's opinion as to the ownership of the Coulterville Road (also known as the Coulterville Toll Road, the Old Yosemite Road, the Old Coulterville Road, the Old Coulterville and Yosemite Road, and the Old Coulterville Yosemite Road), and

**WHEREAS**, on August 11, 1857, the Mariposa County Board of Supervisors did authorize and grant permission to construct a turnpike road, commencing at or near Blacks Store on Bull or Bold Creek in Mariposa County, thence running by or near Cranes Flat and Hazel Green, and then to the lower end of Yosemite Valley, and

**WHEREAS**, on June 7, 1870, the Mariposa County Board of Supervisors noted in its minutes in the matter of the Petition of the Coulterville and Yosemite Turnpike Co. (said Turnpike now in the course of construction and nearly completed, commencing at the "Bower Cave" from thence to the boundary of the Yosemite Valley), that the petition for collecting tolls and fixing rates on said road was ordered to be granted and that the "Coulterville and Yosemite Turnpike Co. have permission and authority" to demand and collect and receive from travel passing over said road specified rates and tolls payable in gold and silver coin only, and

**WHEREAS**, on July 19, 1909, the Mariposa County Board of Supervisors renewed the license to collect tolls on the Yosemite and Coulterville Toll Road, and

**WHEREAS**, on September 19, 1911, the Mariposa County Board of Supervisors did declare, "That portion of the Coulterville and Yosemite Turnpike Road beginning at Hazel Green and running thence to terminus near Cascade Falls, be and the same is hereby declared a public highway, and

**WHEREAS**, in a lawsuit filed April 25, 1917, by Mary Helen McLean, Plaintiff, versus County of Mariposa, et al., Defendants, Judgment was entered declaring the County of Mariposa "owner in that portion of the said road as follows and that Plaintiff has no right, title or interest therein commencing at Bower Cave on the North Fork of the Merced River in the Northwest Quarter of Section 19, Township to South, Range 18 East, and M.D.B.& M. to Hazel Green on said road, a distance of 12 miles". The Stipulation of Facts was entered describing the entire road as the Coulterville Toll Road, including the full description of the road from Bower Cave through Hazel Green and then to the Yosemite Valley Grant, and specifically including (but not limited to) the branch road from the house of Andrew Gass at Hazel Green and thence easterly a distance of 5 1/4 miles to appoint on Crane Flat , and

**WHEREAS**, in the 1917 legal action Mr. G. Sovulewski, Superintendent of the Yosemite National Park, represented by the United States Attorney's Office filed an answer stating "That continuously, for a period of more than five years prior to the commencement of this action, the Defendant, County of Mariposa, has worked said alleged toll road and kept the same in repair, and during all of said time, said County of Mariposa has been in undisputed



**ATTEST:**

/S/ MARGIE WILLIAMS  
**MARGIE WILLIAMS**, Clerk of the Board

**APPROVED AS TO FORM:**

/S/ THOMAS P. GUARINO  
**THOMAS P. GUARINO**, County Counsel