

RESOLUTION NO. 3472

A RESOLUTION of the Port Commission of the Port of Seattle Amending Unit 1 (Terminal 86) of the Comprehensive Scheme of Harbor Improvements of the Port of Seattle declaring certain real property located inland from the Seattle Waterfront surplus and no longer needed for Port purposes and authorizing its sale by exchange.

WHEREAS, the voters of King County, pursuant to the provisions of enabling legislation adopted by the Legislature of the State of Washington, Chapter 92, Laws of 1911, RCW 39.33.010, authorized and approved at a special election held in King County on the 5th day of September 1911, the formation of a Port District coextensive with King County to be known as the Port of Seattle; and

WHEREAS, the Port of Seattle was thereupon established as a Port District and has since been and now is a duly authorized and acting Port District of the State of Washington; and

WHEREAS, the original Comprehensive Scheme of Harbor Improvements of the Port of Seattle was fixed in Resolution No. 17 of the Port Commission and was ratified by the qualified electors of the Port District at a special election held therein on March 5, 1912; and

WHEREAS, an official public hearing was held November 13, 2001, after notice of such hearing was duly published as provided by law, the question as to whether said Unit 1 should be further amended and modified to provide for certain portions thereof to be declared surplus to Port needs; and

WHEREAS, the Port has heard from all persons desiring to speak at said public hearing with regard to the proposed amendment and modification to Unit 1, including without limitation the environmental aspects of such amendment and modification, if any; and

WHEREAS, the members of the Port Commission at said public hearing viewed maps and other data regarding the property proposed for sale by exchange, which maps, plans, and other data were and are now on file in the office of the Port Commission; and

WHEREAS, the members of the Port Commission have discussed and considered the proposed amendment to Unit 1 of the Comprehensive Scheme in light of all comments by members of the public at the public hearing;

WHEREAS, in 1994, the Port sold Terminal 86 to Immunex Corporation and Immunex now requires additional area to construct a sewer line for its development; and

WHEREAS, an exchange of the surplus property with Immunex will benefit the bicycle and pedestrian paths at Elliott Bay Park by realigning its curvature;

NOW, THEREFORE, BE IT RESOLVED by the Port Commission of the Port of Seattle as follows:

Section 1. The real property shown on the Drawing attached as Exhibit A and legally described as follows and which is part of Unit 1 of the Comprehensive Scheme is hereby declared surplus to Port needs and is no longer needed for Port purposes:

TERMINAL 86

THAT PORTION OF Terminal 86 DESCRIBED AS FOLLOWS:

LEGAL DESCRIPTION

Parcel 1 Description:

THAT PORTION OF BLOCK 147 IN SEATTLE TIDELANDS, TOGETHER WITH THAT PORTION OF VACATED PUGET AVENUE WEST DESCRIBED AS FOLLOWS: BEGINNING AT A CITY OF SEATTLE MONUMENT LYING DISTANT 18.55 FEET NORTHEASTERLY OF THE INTERSECTION OF THE CENTERLINES OF ALASKAN WAY WEST (FORMERLY RAILROAD AVENUE) AND WEST GALER

STREET, ACCORDING TO THE PLAT THEREOF;
THENCE SOUTH 48°49'37" WEST, A DISTANCE OF 118.55 FEET ALONG SAID CENTERLINE OF WEST GALER STREET;
THENCE SOUTH 41°10'23" EAST, A DISTANCE OF 80.47 FEET TO THE POINT OF INTERSECTION WITH A CURVE TO THE RIGHT CONCAVE TO THE WEST AND HAVING A RADIUS OF 512.67 FEET;
THENCE SOUTHERLY ALONG SAID CURVE AN ARC DISTANCE OF 140.50 FEET TO A POINT OF TANGENCY;
THENCE SOUTH 00°11'22" WEST, A DISTANCE OF 1,508.51 FEET;
THENCE SOUTH 82°19'41" EAST, A DISTANCE OF 255.92 FEET TO THE TRUE POINT OF BEGINNING;
THENCE NORTH 00°11'22" EAST, A DISTANCE OF 118.11 FEET TO THE CENTERLINE OF SAID VACATED PUGET AVENUE WEST;
THENCE SOUTH 82°19'41" EAST, A DISTANCE OF 88.36 FEET ALONG SAID CENTERLINE TO A LINE DRAWN PARALLEL WITH AND DISTANT 170.00 FEET NORTHWESTERLY OF, AS MEASURED AT RIGHT ANGLES TO, THE NORTHWEST RIGHT-OF-WAY LINE OF SAID VACATED WEST PROSPECT STREET;
THENCE NORTH 48°50'08" EAST, A DISTANCE OF 0.14 FOOT ALONG SAID PARALLEL LINE;
THENCE SOUTH 41°13'16" EAST, A DISTANCE OF 203.53 FEET;
THENCE NORTH 78°08'04" WEST, A DISTANCE OF 227.03 FEET TO THE TRUE POINT OF BEGINNING;
SITUATE IN THE CITY OF SEATTLE, COUNTY OF KING, STATE OF WASHINGTON.

Parcel 3 Description:


THAT PORTION OF BLOCK 149 IN SEATTLE TIDELANDS DESCRIBED AS FOLLOWS:

BEGINNING AT A CITY OF SEATTLE MONUMENT LYING DISTANT 18.55 FEET NORTHEASTERLY OF THE INTERSECTION OF THE CENTERLINES OF ALASKAN WAY WEST (FORMERLY RAILROAD AVENUE) AND WEST GALER STREET, ACCORDING TO THE PLAT THEREOF;
THENCE SOUTH 48°49'37" WEST, A DISTANCE OF 118.55 FEET ALONG SAID CENTERLINE OF WEST GALER STREET;
THENCE SOUTH 41°10'23" EAST, A DISTANCE OF 80.47 FEET TO THE POINT OF INTERSECTION WITH A CURVE TO THE RIGHT CONCAVE TO THE WEST AND HAVING A RADIUS OF 512.67 FEET;
THENCE SOUTHERLY ALONG SAID CURVE AN ARC DISTANCE OF 140.50 FEET TO A POINT OF TANGENCY;
THENCE SOUTH 00°11'22" WEST, A DISTANCE OF 1,508.51 FEET;
THENCE SOUTH 82°19'41" EAST, A DISTANCE OF 255.92 FEET TO THE TRUE POINT OF BEGINNING;


THENCE NORTH 00°11'22" EAST, A DISTANCE OF 118.11 FEET TO THE CENTERLINE OF SAID VACATED PUGET AVENUE WEST;
THENCE SOUTH 82°19'41" EAST, A DISTANCE OF 88.36 FEET ALONG SAID CENTERLINE TO A LINE DRAWN PARALLEL WITH AND DISTANT 170.00 FEET NORTHWESTERLY OF, AS MEASURED AT RIGHT ANGLES TO, THE NORTHWEST RIGHT-OF-WAY LINE OF SAID VACATED WEST PROSPECT STREET;
THENCE NORTH 48°50'08" EAST, A DISTANCE OF 0.14 FOOT ALONG SAID PARALLEL LINE;
THENCE SOUTH 41°13'16" EAST, A DISTANCE OF 203.53 FEET;
THENCE SOUTH 75°15'09" EAST, A DISTANCE OF 85.61 FEET;
THENCE SOUTH 50°58'09" EAST, A DISTANCE OF 13.21 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHERLY HAVING A RADIUS OF 563.73 FEET (A RADIAL BEARING THROUGH SAID BEGINNING BEARS NORTH 10°52'10" EAST);
THENCE EASTERLY AND SOUTHEASTERLY A DISTANCE OF 181.38 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 18°26'06";
THENCE NON-TANGENT TO THE PRECEDING CURVE SOUTH 60°32'26" EAST, A DISTANCE OF 416.06 FEET;
THENCE NORTH 48°49'23" EAST, A DISTANCE OF 127.55 FEET;
THENCE SOUTH 41°08'51" WEST, A DISTANCE OF 238.24 FEET;
THENCE NORTH 40°54'50" WEST, A DISTANCE OF 28.95 FEET TO THE TRUE POINT OF BEGINNING;
THENCE CONTINUING NORTH 40°54'50" WEST, A DISTANCE OF 31.42 FEET;
THENCE NORTH 49°04'55" EAST, A DISTANCE OF 70.00 FEET;
THENCE SOUTH 24°54'34" WEST, A DISTANCE OF 76.73 FEET TO THE TRUE POINT OF BEGINNING;
SITUATE IN THE CITY OF SEATTLE. COUNTY OF KING, STATE OF WASHINGTON.

Section 2. Port staff is authorized to take all necessary steps to arrange for the sale by exchange of said real property and to execute all documents necessary to accomplish the sale by exchange to the Immunex Corporation in accordance with state law. The Property described above has an appraised value of \$1,110,000.00

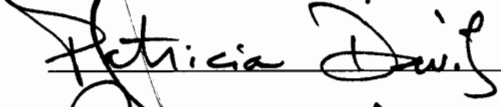
ADOPTED by the Port Commission of the Port of Seattle at a regular meeting held this 13th day of November, 2001, and duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the seal of the Commission.



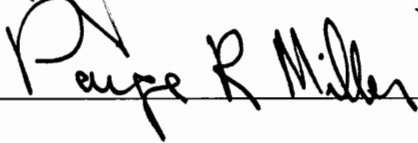
CLARE NORDQUIST



JACK BLOCK



PATRICIA DAVIS



PAIGE MILLER

Port Commission

STATE OF WASHINGTON - KING COUNTY

--SS.

137720
PROP.
PORT OF SEATTLE:REAL ESTATE

No. IMPRV.MODIFICATION

Affidavit of Publication

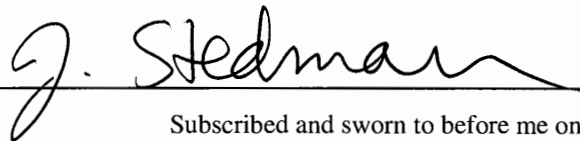
The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

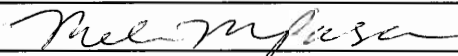
PNPH:SCHEME OF HARBOR

was published on

11/02/01 11/09/01


Subscribed and sworn to before me on

11/09/01


Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication

State of Washington, King County

PORT OF SEATTLE NOTICE OF PUBLIC HEARING

The Port of Seattle is hereby giving notice that during the regular meeting of the Port Commission of the Port of Seattle commencing at approximately 1:00 p.m. on Tuesday, November 13, 2001 in the Port Commission Chambers, 2711 Alaskan Way, Seattle, Washington, there will be a public hearing for the purpose of considering whether to modify the comprehensive Scheme of Harbor Improvements of the Port of Seattle by declaring that certain real property is no longer needed for Port district purposes and to declare such property as surplus and to determine the advisability of the sale of such property. Such modification is not intended as a deletion from the said Comprehensive Scheme.

The subject property is in Unit 1 of the Comprehensive Scheme of Harbor Improvements, that portion of Terminal 86 described as follows:

LEGAL DESCRIPTION

Parcel 1 Description:

THAT PORTION OF BLOCK 147 IN SEATTLE TIDELANDS, TOGETHER WITH THAT PORTION OF VACATED PUGET AVENUE WEST DESCRIBED AS FOLLOWS:

BEGINNING AT A CITY OF SEATTLE MONUMENT LYING DISTANT 18.55

FEET NORTHEASTERLY OF THE INTERSECTION OF THE CENTERLINES OF

ALASKAN WAY WEST (FORMERLY RAILROAD AVENUE) AND WEST GALER

STREET, ACCORDING TO THE PLAT THEREOF;

THENCE SOUTH 48°49'37" WEST, A DISTANCE OF 118.55 FEET ALONG

SAID CENTERLINE OF WEST GALER STREET;

THENCE SOUTH 41°10'23" EAST, A DISTANCE OF 80.47 FEET TO THE

POINT OF INTERSECTION WITH A CURVE TO THE RIGHT CONCAVE TO THE

WEST AND HAVING A RADIUS OF 512.67 FEET;

THENCE SOUTHERLY ALONG SAID CURVE AN ARC DISTANCE OF 140.50

FEET TO A POINT OF TAN-

THE NORTHWEST RIGHT-OF-WAY LINE OF SAID VACATED WEST PROSPECT

STREET;

THENCE NORTH 48°50'08" EAST, A DISTANCE OF 0.14 FOOT ALONG SAID

PARALLEL LINE;

THENCE SOUTH 41°13'16" EAST, A DISTANCE OF 203.53 FEET;

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FEET;

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THENCE SOUTH 24°54'34" WEST, A DISTANCE OF 76.73 FEET TO THE

TRUE POINT OF BEGINNING;

SITUATE IN THE CITY OF SEATTLE, COUNTY OF KING, STATE OF WASHINGTON.

Two land parcels containing a total of 20,151 sq ft, more or less.

Situated in the county of King, State of Washington.

THENCE SOUTH 00°11'22" WEST, A DISTANCE OF 1,508.51 FEET;
THENCE SOUTH 82°19'41" EAST, A DISTANCE OF 255.92 FEET TO THE TRUE POINT OF BEGINNING;
THENCE NORTH 00°11'22" EAST, A DISTANCE OF 118.11 FEET TO THE CENTERLINE OF SAID VACATED PUGET AVENUE WEST;
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Maps and other data showing the above legally described real property are now on file at the Seaport Real Estate Department of the Port of Seattle at the Pier 69, 2711 Alaskan Way, Seattle, Washington. Such maps and other data will be available at said hearing. The Port Commission will also hear from all persons desiring to speak with regard to the adoption or rejection of an appropriate resolution modifying the Port's existing Comprehensive Scheme by declaring such above described real property as surplus and no longer needed for Port district purposes and authorizing the sale thereof.

Port of Seattle
Ray Flaherty, Manager
Seaport Real Estate
Dates of publication in the Seattle Daily Journal of Commerce; November 2 and 9, 2001.
11/9 (137720NO)