

## RESOLUTION NO. 3708

**A RESOLUTION** of the Port Commission of the Port of Seattle, (i) amending Unit 20 of the Comprehensive Scheme of Harbor Improvements of the Port of Seattle by declaring certain real property surplus and no longer needed for Port of Seattle district purposes, deleting it from the Comprehensive Scheme, and authorizing the Chief Executive Officer to execute all documents necessary to transfer title of the property to the State of Washington Department of Transportation; and (ii) further amending Unit 20 of the Comprehensive Scheme to add certain real property conveyed to the Port by the State of Washington Department of Transportation.

**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 53.04.010, 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 ("Port"); and

**WHEREAS**, the Port 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 ("Comprehensive Scheme") 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**, Port owned real property consisting of a portion of Terminal 46 located in Unit 20 of the Comprehensive Scheme consisting of approximately 4862 square feet of land

**WHEREAS**, an official public hearing was held on April 28, 2015, after notice of such hearing was duly published as provided by law, on the question as to whether said Unit 20 should be amended and modified to declare the Property surplus to Port needs and deleted from the Comprehensive Scheme; and

**WHEREAS**, at said public hearing the Port Commission heard from all persons desiring to speak upon such matters, and considered other data pertaining to the Property; and

**WHEREAS**, the members of the Port Commission have discussed and considered the proposed property transfer in light of all comments by members of the public at the public hearing; and

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




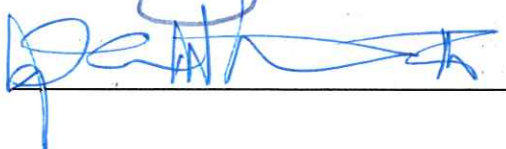
**Section 1.** The Property described on attached Exhibit A and Exhibit B, and part of Unit 20 of the Comprehensive Scheme is hereby declared surplus to Port of Seattle needs and no longer needed for Port purposes. Said Property is hereby deleted from Unit 20 of the Port of Seattle Comprehensive Scheme.

**Section 2.** The Chief Executive Officer is authorized to take all steps and execute all documents necessary to (i) transfer title of the Property to the State of Washington Department of Transportation and (ii) accept transfer of the Surplus Land to the Port.

**Section 3.** Unit 20 of the Port of Seattle Comprehensive Scheme is hereby amended to include the Surplus Land described on attached Exhibit C.

**ADOPTED** by the Port Commission of the Port of Seattle at a duly noticed meeting held this 12<sup>th</sup> day of MAY, 2015, and duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the seal of the Commission.



  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
\_\_\_\_\_

Port Commission

**EXHIBIT A**  
**LAND**

All that portion of the following described TRACT "X" lying southeasterly of a line beginning at a point opposite Highway Engineer's Station (hereinafter referred to as HES) 172+55.94 on the SR 99 line survey of SR 99, S. Atlantic St. to S. King St. and 107.61 feet northwesterly therefrom; thence northeasterly to a point opposite HES 172+71 on said line survey and 99.13 feet northwesterly therefrom; thence northwesterly to a point opposite HES 172+78.83 on said line survey and 108.75 feet northwesterly therefrom; thence northerly along the arc of a curve to the right having a radius of 50 feet for a distance of 56.78 feet, to a point opposite HES 173+29.88 on said line survey and 125.66 feet northwesterly therefrom; thence northeasterly to a point opposite HES 173+67.20 on said line survey and 116.21 feet northwesterly therefrom; thence northeasterly to a point opposite HES 174+20.49 on said line survey and 103.60 feet northwesterly therefrom; thence northeasterly along the arc of a curve to the left having a radius of 100 feet for a distance of 26.88 feet, to a point opposite HES 174+47.16 on said line survey and 100.97 feet northwesterly therefrom; thence northerly to a point opposite HES 175+02.89 on said line survey and 103 feet northwesterly therefrom; thence northeasterly along the arc of a curve to the right having a radius of 350 feet for a distance of 63.18 feet, to a point opposite HES 175+65.90 on said line survey and 99.60 feet northwesterly therefrom; thence northeasterly to a point opposite HES 176+12.80 on said line survey and 92.79 feet northwesterly therefrom; thence northeasterly along the arc of a curve to the left having a radius of 1000 feet for a distance of 36.34 feet, to a point opposite HES 176+48.85 on said line survey and 88.22 feet northwesterly therefrom; thence northeasterly to a point opposite HES 177+76.82 on said line survey and 74.36 feet northwesterly therefrom; thence northwesterly to a point opposite HES 177+78.18 on said line survey and 87.42 feet northwesterly therefrom; thence northeasterly to a point opposite HES 177+93.84 on said line survey and 84.89 feet northwesterly therefrom; thence southeasterly to a point opposite HES 177+92.37 on said line survey and 73.79 feet northwesterly therefrom; thence northeasterly to a point opposite HES 178+82.27 on said line survey and 71.81 feet northwesterly therefrom; thence northwesterly to a point opposite HES 178+81.76 on said line survey and 83.49 feet northwesterly therefrom; thence northeasterly to a point opposite HES 178+97.27 on said line survey and 83.55 feet northwesterly therefrom; thence southeasterly to a point opposite HES 178+96.89 on said line survey and 72.05 feet northwesterly therefrom; thence northeasterly to a point opposite HES 179+10.21 on said line survey and 72.25 feet northwesterly therefrom; thence northeasterly along the arc of a curve to the left having a radius of 1000 feet for a distance of 54.73 feet, to a point opposite HES 179+64.88 on said line survey and 74.54 feet therefrom; thence northeasterly to a point opposite HES 181+38.75 on said line survey and 86.60 feet northwesterly therefrom; thence northeasterly along the arc of a curve to the left having a radius of 1100 feet for a distance of 155.99 feet to a point opposite HES 183+25.39 on said line survey and 104.44 feet northwesterly therefrom; thence northerly to a point opposite HES 184+58.13 on said line survey and 92.43 feet westerly therefrom; thence

**EXHIBIT A**  
**LAND**  
**(continued)**

northerly to a point opposite HES 186+49.82 on said line survey and 87.84 feet westerly therefrom, and the end of this line description.

**TRACT "X"**

Parcel A

Lots 1 through 18, inclusive, Block 367, Seattle Tide Lands, as shown on the official maps on file in the Office of the Commissioner of Public Lands at Olympia, Washington;

TOGETHER WITH that portion of South Jackson Street adjoining, vacated by Ordinance Number 92426 of the City of Seattle, and attaching thereto by operation of law;

EXCEPTING THEREFROM that portion of Lot 4 and 5, Block 367, conveyed to the municipality of Metropolitan Seattle, a municipal corporation, by Quit Claim Deed recorded under Recording Number 6437099 and subsequently conveyed to King County by Recording Number 9312282785.

AND EXCEPT portion conveyed to the State of Washington, Department of Transportation by deed recorded under recording No. 20110225002548.

Parcel B

Lots 1 through 19, inclusive, Block 368, and Lots 1 through 9, Block 369, inclusive, Seattle Tide Lands, as shown on the official maps on file in the Office of the Commissioner of Public Lands at Olympia, Washington;

TOGETHER WITH that portion of South Dearborn Street as vacated in City of Seattle Ordinance Number 9122;

AND TOGETHER WITH that portion of vacated South Connecticut Street as vacated by Ordinances 72934 and 100285 as recorded under Recording Number 7110060503 which attaches by operation of law;

AND TOGETHER WITH that portion of vacated Mill Street which attaches by operation of law and was vacated by Ordinance 37911;

EXCEPTING THEREFROM all of that portion lying within Black's Replat of Portions of

**EXHIBIT A**  
**LAND**  
**(continued)**

Lots 18 and 19, Block 368, Seattle Tide Lands, according to the plat thereof recorded in Volume 11 of Plats, page 10, in King County, Washington;

AND EXCEPTING THEREFROM the following described tract:

That portion of Lot 17, Block 368, Seattle Tidelands, according to the official maps thereof on file in the office of the Commissioner of Public Lands in Olympia, Washington, described as follows:

Beginning at the northeast corner of Lot 7, Black's Replat of portions of Lots 18 and 19, Block 368, Seattle Tide Lands; thence north along the east line of said lot produced for a distance of 33.24 feet; thence west parallel to the north line of said Lot 7 for a distance of 60 feet; thence south along the west line of said Lot 7 for a distance of 33.24 feet to the northwest corner of said Lot 7; thence east along the north line of said Lot 7 for a distance of 60 feet to the point of beginning;

AND EXCEPTING THEREFROM that portion of Lot 1, Block 369 described as follows:

Beginning on the north line of said Lot 1 at a point distant 75 feet westerly along said north line from the northeast corner of said Lot 1; thence southerly at right angles to said north line a distance of 28 feet; thence easterly at right angles to said last-described line a distance of 37 feet; thence northeasterly at right angles to said last-described line a distance of 12 feet; thence northeasterly a distance of 22.62 feet to an intersection with the north line of said Lot 1 at a point distant 22 feet westerly from the northeast corner of said Lot 1; thence westerly along said north line to the point of beginning;

AND EXCEPT portion conveyed to the State of Washington, Department of Transportation by deed recorded under Recording No. 20110225002548.

Parcel C

Lots 1 through 7, inclusive, Black's Replat of portions of Lots 18 and 19, Block 368, Seattle Tide Lands, according to the plat thereof recorded in Volume 11 of Plats, page 10, in King County, Washington;

TOGETHER WITH north half of vacated Connecticut Street adjoining as vacated by City of Seattle Ordinance Number 100285 which attached by operation of law;

**EXHIBIT A**  
**LAND**  
**(continued)**

TOGETHER WITH that portion of Lot 17, Block 368, Seattle Tide Lands, according to the official maps thereof on file in the office of the Commissioner of Public Lands in Olympia, Washington, described as follows:

Beginning at the northeast corner of Lot 7, Black's Replat of portions of Lots 18 and 19, Block 368, Seattle Tide Lands; thence north along the east line of said lot produced for a distance of 33.24 feet; thence west parallel to the north line of said Lot 7 for a distance of 60 feet; thence south along the west line of said Lot 7 produced for a distance of 33.24 feet to the northwest corner of said Lot 7; thence east along the north line of said Lot 7 for a distance of 60 feet to the point of beginning;

EXCEPT portion conveyed to the State of Washington, Department of Transportation by deed recorded under Recording No. 20110225002548.

The lands herein described contain an area of 4,862 square feet, more or less, the specific details concerning all of which are to be found on sheets 2, 3 and 5 of that certain plan entitled SR 99, S. Atlantic St. to S. King St. now of record and on file in the office of the Secretary of Transportation at Olympia, and bearing date of approval November 9, 2011, revised December 30, 2014 as to sheets 2, 3 and 5.

**EXHIBIT B**  
**AIRSPACE CORRIDOR**

All that portion of the hereinafter described TRACT "X" lying at and above a level and sloping plane, beginning at Highway Engineer's Station (hereinafter referred to as HES) 176+65.35 on the SR 99 line survey of SR 99, S. Atlantic St. to S. King St., N.A.V.D. 1988 elevation 26.50 feet; thence to HES 177+13.79, N.A.V.D. 1988 elevation 26.50 feet and ending at HES 179+90.08, N.A.V.D. 1988 elevation 33.47 feet;

AND lying between the following described Line 1 and Line 2, being southeasterly of Line 1 and northwesterly of Line 2:

Line 1

Beginning at a point opposite HES 176+65.35 on said survey line and 86.43 feet northwesterly therefrom; thence northeasterly to a point opposite HES 177+15+- on said survey line and 86.66 feet northwesterly therefrom, said point being on the southerly line of that property conveyed to the Municipality of Metropolitan Seattle by King County Recording Number 6437098 and subsequently conveyed to King County by Quitclaim Deed by King County Recording Number 9312282785; thence westerly along said southerly line to a point opposite HES 177+14+- on said line survey and 90.11 feet northwesterly therefrom; thence northeasterly to a point opposite HES 177+42+- on said line survey and 92.78 feet northwesterly therefrom, said point being on the northerly line of that property conveyed to the Municipality of Metropolitan Seattle by King County Recording Number 6437098 and subsequently conveyed to King County by Quitclaim Deed by King County Recording Number 9312282785; thence northeasterly to a point opposite HES 178+37.02 on said line survey and 93.22 feet northwesterly therefrom; thence northeasterly to a point opposite HES 178+97.73 on said line survey and 89.98 feet northwesterly therefrom; thence northeasterly to a point opposite HES 179+71.04 on said line survey and 81.56 feet northwesterly therefrom; thence northeasterly to a point opposite HES 179+90.08 on said line survey and 76.28 feet northwesterly therefrom and the end of this line description.

Line 2

Beginning at a point opposite HES 176+65.35 on said survey line and 86.43 feet northwesterly therefrom; thence northeasterly to a point opposite HES 177+76.82 on said line survey and 74.36 feet northwesterly therefrom; thence northwesterly to a point opposite HES 177+78.18 on said line survey and 87.42 feet northwesterly therefrom; thence northeasterly to a point opposite HES 177+93.84 on said line survey and 84.89 feet northwesterly therefrom; thence southeasterly to a point opposite HES 177+92.37 on said line survey and 73.79 feet northwesterly therefrom; thence northeasterly to a point opposite HES 178+82.27 on said line survey and 71.81 feet northwesterly therefrom; thence northwesterly to a point opposite HES



**EXHIBIT B**  
**AIRSPACE CORRIDOR**  
**( c o n t i n u e d )**

178+81.76 on said line survey and 83.49 feet northwesterly therefrom; thence northeasterly to a point opposite HES 178+97.27 on said line survey and 83.55 feet northwesterly therefrom; thence southeasterly to a point opposite HES 178+96.89 on said line survey and 72.05 feet (northwesterly therefrom; thence northeasterly to a point opposite HES 179+10.21 on said line survey and 72.25 feet northwesterly therefrom; thence northeasterly along the arc of a curve to the left having a radius of 1000 feet for a distance of 54.73 feet, to a point opposite HES 179+64.88 on said line survey and 74.54 feet northwesterly therefrom; thence to a point opposite HES 179+90.08 on said line survey and 76.28 feet northwesterly therefrom and the end of this line description.

**TRACT "X"**

Parcel A

Lots 1 through 18, inclusive, Block 367, Seattle Tide Lands, as shown on the official maps on file in the Office of the Commissioner of Public Lands at Olympia, Washington;

TOGETHER WITH that portion of South Jackson Street adjoining, vacated by Ordinance Number 92426 of the City of Seattle, and attaching thereto by operation of law;

EXCEPTING THEREFROM that portion of Lot 4 and 5, Block 367, conveyed to the municipality of Metropolitan Seattle, a municipal corporation, by Quit Claim Deed recorded under Recording Number 6437099 and subsequently conveyed to King County by Recording Number 9312282785.

AND EXCEPT portion conveyed to the State of Washington, Department of Transportation by deed recorded under recording No. 20110225002548.

Parcel B

Lots 1 through 19, inclusive, Block 368, and Lots 1 through 9, Block 369, inclusive, Seattle Tide Lands, as shown on the official maps on file in the Office of the Commissioner of Public Lands at Olympia, Washington;

TOGETHER WITH that portion of South Dearborn Street as vacated in City of Seattle

**EXHIBIT B**  
**AIRSPACE CORRIDOR**  
**( c o n t i n u e d )**

Ordinance Number 9122;

AND TOGETHER WITH that portion of vacated South Connecticut Street as vacated by Ordinances 72934 and 100285 as recorded under Recording Number 7110060503 which attaches by operation of law;

AND TOGETHER WITH that portion of vacated Mill Street which attaches by operation of law and was vacated by Ordinance 37911;

EXCEPTING THEREFROM all of that portion lying within Black's Replat of Portions of Lots 18 and 19, Block 368, Seattle Tide Lands, according to the plat thereof recorded in Volume 11 of Plats, page 10, in King County, Washington;

AND EXCEPTING THEREFROM the following described tract:

That portion of Lot 17, Block 368, Seattle Tidelands, according to the official maps thereof on file in the office of the Commissioner of Public Lands in Olympia, Washington, described as follows:

Beginning at the northeast corner of Lot 7, Black's Replat of portions of Lots 18 and 19, Block 368, Seattle Tide Lands; thence north along the east line of said lot produced for a distance of 33.24 feet; thence west parallel to the north line of said Lot 7 for a distance of 60 feet; thence south along the west line of said Lot 7 for a distance of 33.24 feet to the northwest corner of said Lot 7; thence east along the north line of said Lot 7 for a distance of 60 feet to the point of beginning;

AND EXCEPTING THEREFROM that portion of Lot 1, Block 369 described as follows:

Beginning on the north line of said Lot 1 at a point distant 75 feet westerly along said north line from the northeast corner of said Lot 1; thence southerly at right angles to said north line a distance of 28 feet; thence easterly at right angles to said last-described line a distance of 37 feet; thence northeasterly at right angles to said last-described line a distance of 12 feet; thence northeasterly a distance of 22.62 feet to an intersection with the north line of said Lot 1 at a point distant 22 feet westerly from the northeast corner of said Lot 1; thence westerly along said north line to the point of beginning;

AND EXCEPT portion conveyed to the State of Washington, Department of Transportation

**EXHIBIT B**  
**AIRSPACE CORRIDOR**  
**( c o n t i n u e d )**

by deed recorded under Recording No. 20110225002548.

Parcel C

Lots 1 through 7, inclusive, Black's Replat of portions of Lots 18 and 19, Block 368, Seattle Tide Lands, according to the plat thereof recorded in Volume 11 of Plats, page 10, in King County, Washington;

TOGETHER WITH north half of vacated Connecticut Street adjoining as vacated by City of Seattle Ordinance Number 100285 which attached by operation of law;

TOGETHER WITH that portion of Lot 17, Block 368, Seattle Tide Lands, according to the official maps thereof on file in the office of the Commissioner of Public Lands in Olympia, Washington, described as follows:

Beginning at the northeast corner of Lot 7, Black's Replat of portions of Lots 18 and 19, Block 368, Seattle Tide Lands; thence north along the east line of said lot produced for a distance of 33.24 feet; thence west parallel to the north line of said Lot 7 for a distance of 60 feet; thence south along the west line of said Lot 7 produced for a distance of 33.24 feet to the northwest corner of said Lot 7; thence east along the north line of said Lot 7 for a distance of 60 feet to the point of beginning;

EXCEPT portion conveyed to the State of Washington, Department of Transportation by deed recorded under Recording No. 20110225002548.

The lands acquired herein described contain an area of 2,611 square feet, more or less, the specific details concerning all of which are to be found on sheets 2, 3 and 5 of that certain plan entitled SR 99, S. Atlantic St. to S. King St. now of record and on file in the office of the Secretary of Transportation at Olympia, and bearing date of approval November 9, 2011, revised December 30, 2014 as to sheets 2, 3 and 5.

**EXHIBIT C**  
**SURPLUS LAND**

Those portions of tracts of land, conveyed to the State of Washington, Department of Transportation by Quitclaim Deed by King County Recording Number 20110225002548 and Warranty Deed by King County Recording Number 20120417000811, lying northwesterly of the following described line:

Beginning at a point opposite Highway Engineer's Station (hereinafter referred to as HES) 175+65.90 on the SR 99 line survey of SR 99, S. Atlantic St. to S. King St. and 99.60 feet northwesterly therefrom; thence northeasterly to a point opposite HES 176+12.80 on said line survey and 92.79 feet northwesterly therefrom; thence northeasterly along the arc of a curve to the left having a radius of 1000 feet for a distance of 36.34 feet to a point opposite HES 176+48.85 on said line survey and 88.22 feet northwesterly therefrom; thence northeasterly to a point opposite HES 177+76.82 on said line survey and 74.36 feet northwesterly therefrom; thence northwesterly to a point opposite HES 177+78.18 on said line survey and 87.42 feet northwesterly therefrom; thence northeasterly to a point opposite HES 177+93.84 on said line survey and 84.89 feet northwesterly therefrom; thence southeasterly to a point opposite HES 177+92.37 on said line survey and 73.79 feet northwesterly therefrom; thence northeasterly to a point opposite HES 178+82.27 on said line survey and 71.81 feet northwesterly therefrom; thence northwesterly to a point opposite HES 178+81.76 on said line survey and 83.49 feet northwesterly therefrom; thence northeasterly to a point opposite HES 178+97.27 on said line survey and 83.55 feet northwesterly therefrom; thence southeasterly to a point opposite HES 178+96.89 on said line survey and 72.05 feet northwesterly therefrom; thence northeasterly to a point opposite HES 179+10.21 on said line survey and 72.25 feet northwesterly therefrom; thence northeasterly along the arc of a curve to the left having a radius of 1000 feet for a distance of 54.73 feet to a point opposite HES 179+64.88 on said line survey and 74.54 feet northwesterly therefrom; thence northeasterly to a point opposite HES 181+38.75 on said line survey and 86.60 feet northwesterly therefrom; thence northerly along the arc of a curve to the left having a radius of 1100 feet for a distance of 155.99 feet to a point opposite HES 183+25.39 on said line survey and 104.44 feet westerly therefrom; thence northerly to a point opposite HES 184+58.13 on said line survey and 92.43 feet westerly therefrom; thence northerly to a point opposite HES 186+49.82 on said line survey and 87.84 feet westerly therefrom and the end of this line description.

EXCEPT all airspace corridor rights lying at and above a level and sloping plane beginning at Highway Engineer's Station (hereinafter referred to as HES) 176+65.35 on the SR 99 line survey of SR 99, S. Atlantic St. to S. King St., N.A.V.D. 1988 elevation 26.50 feet; thence to HES 177+13.79 on said line survey, N.A.V.D. 1988 elevation 26.50 feet and ending at HES 179+90.08 on said line survey, N.A.V.D. 1988 elevation 33.47 feet; lying within those portions of tracts of land, conveyed to the State of Washington, Department of

Transportation by Quitclaim Deed by King County Recording Number 20110225002548 and Warranty Deed by King County Recording Number 20120417000811;

AND lying southeasterly of Line 1 and northwesterly of Line 2 described as follows:

Line 1

Beginning at a point opposite HES 176+65.35 on said line survey and 86.43 feet northwesterly therefrom; thence northeasterly to a point opposite HES 177+15+- on said line survey and 86.66 feet northwesterly therefrom, said point being on the southerly line of that tract of land conveyed to the Municipality of Metropolitan Seattle by Quitclaim Deed by King County Recording Number 6437098 and subsequently conveyed to King County by Quitclaim Deed by King County Recording Number 9312282785; thence easterly to a point opposite HES 177+16 on said line survey and 83.00 feet northwesterly therefrom; thence northerly along the westerly line of those tracts of land conveyed to the State of Washington, Department of Transportation by Quitclaim Deed by King County Recording Number 20110225002548 and Warranty Deed by King County Recording Number 20120417000811 to a point opposite HES 186+49.82 on said line survey and 87.84 feet northwesterly therefrom and the end of this line description.

Line 2

Beginning at a point opposite HES 176+65.35 on said line survey and 86.43 feet northwesterly therefrom; thence northeasterly to a point opposite HES 177+76.82 on said line survey and 74.36 feet northwesterly therefrom; thence northwesterly to a point opposite HES 177+78.18 on said line survey and 87.42 feet northwesterly therefrom; thence northeasterly to a point opposite HES 177+93.84 on said line survey and 84.89 feet northwesterly therefrom; thence southeasterly to a point opposite HES 177+92.37 on said line survey and 73.79 feet northwesterly therefrom; thence northeasterly to a point opposite HES 178+82.27 on said line survey and 71.81 feet northwesterly therefrom; thence northwesterly to a point opposite HES 178+81.76 on said line survey and 83.49 feet northwesterly therefrom and the end of this line description.

The lands herein described contain an area of 1867 square feet, more or less, the specific details concerning all of which are to be found on sheets 2, 3, and 5 of that certain plan entitled SR 99,

S. Atlantic St. to S. King St. now of record and on file in the office of the Secretary of Transportation at Olympia, and bearing date of approval November 9, 2011, revised December 30, 2014 as to sheets 2, 3, and 5.