

RESOLUTION NO. 2167

A RESOLUTION of the Port Commission of the Port of Seattle authorizing the General Manager to offer to purchase from the United States of America, or any agency thereof, a tract of real property with improvements located within Unit No. 15-B of the Port of Seattle's Comprehensive Scheme of Harbor Improvements.

WHEREAS, the tract of land referred to more particularly hereinbelow is within the Port of Seattle's Unit No. 15-B of its Comprehensive Scheme of Harbor Improvements as established by its Resolution No. 2162; and

WHEREAS, the Port Commission has determined that this tract should be acquired and improved by the Port for use in the development of necessary harbor improvements and for waterborne commerce; and

WHEREAS, the Port is willing and desirous of purchasing said real property and improvements, herein sometimes called "the properties", for the price and upon the terms stated herein; now, therefore,

SECTION 1 The General Manager of the Port of Seattle, Howard M. Burke, is hereby authorized on behalf of the Port of Seattle to make an offer to the United States of America, or any agency or instrumentality thereof, for the purchase of a certain tract of land consisting of approximately 24.17 acres, together with permitted waterway areas, leased harbor areas and permitted street areas consisting of approximately 16 acres and together with existing structures and improvements thereon more particularly described as follows:

A portion of a parcel or tract bounded as follow s:
Beginning at the point of intersection of the northerly line of Lot 14 in Block 386, Seattle Tide Lands with the westerly margin of South Alaskan Way, in the City of Seattle; thence southerly along said westerly margin of South Alaskan Way to an inter- section with the southerly margin of West Massachusetts Street; thence westerly along said southerly margin of West Massa- chusetts Street and the westerly extension thereof to intersect the southerly extension of the Outer Harbor Line of Elliott Bay in Puget Sound; thence northerly along said Outer Harbor Line and the southerly extension thereof to a point of intersection with the westerly extension of the northerly line of said Lot 14;

thence easterly along said northerly line and the prolongation thereof to the point of beginning.

including appurtenances, improvements, fixtures and equipment;

all as more particularly shown in that certain map itemized as Exhibit A, attached hereto and by this reference incorporated herein.

SECTION 2. The price for the aforesaid properties shall be the sum of Four Million Dollars (\$4,000,000.00), which total price shall be payable in cash upon delivery to the Port of a good and sufficient deed to the said properties whereby the Port will acquire title to said properties in fee simple free of all liens, encumbrances or other title defects, with the exception of such defects as may be accepted by the General Manager of the Port because they would not unduly interfere with the objects and purposes for which this land is being acquired by the Port and provided, further, that the Port shall be granted a reasonable opportunity to determine the condition of the title to said properties.

SECTION 3. Simultaneously with the closing of the purchase authorized herein, the outstanding leases between the Port of Seattle and the United States of America covering Port of Seattle properties as described in said leases, being Government Lease No. W-7034-9M-63 (Pier 38) and Government Lease No. W-45-108-ENG-2359 (Pier 39), shall be terminated and the improvements thereon shall be conveyed and transferred to the Port of Seattle.

SECTION 4. This offer to purchase is subject to the printed "Terms and Conditions Applicable to Negotiated Sale", as heretofore furnished to the Port of Seattle by the United States General Services Administration, except as herein otherwise provided and except that paragraphs 7 and 8 of the Terms and Conditions shall be modified to provide for closing of this purchase and delivery of possession to the Port within one hundred and eighty (180) days after acceptance of this proposal. All other terms and conditions will apply.

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ADOPTED by the Port Commission of the Port of Seattle
this 28th day of April, 1964, and duly authenticated in open session by
the signatures of the Commissioners voting in favor thereof and the Seal
of the Commission duly affixed.

(SEAL)

Robert W. Norman RQUIST

Frank R. Mitchell .L

(Copy of Certificate attached
to original Resolution)

Miner H. Barker ER

Mark D. Bellum UM

John W. Sawyer

Port Commissioners