

RESOLUTION NO. 2153

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 the Lower Duwamish Industrial Development District.

WHEREAS, the tract of land referred to more particularly hereinbelow is within the Port of Seattle's Lower Duwamish Industrial Development District as established by its Resolution No. 2111; 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 water-oriented industrial development; 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 that certain tract of land and all existing structures and improvements thereon, consisting of approximately 15.7 acres and located at 5900 West Marginal Way and more particularly described as follows:

- A. That portion of Government lots 6 and 7, and of the southwest quarter of section 19, township 24 north, range 4 east, W.M., in King County, Washington, described as follows:
 Beginning on the west line of said Government lot 7 at a point which is 58.08 feet north of the northwest corner of said Government lot 6; thence west 185 feet, more or less, to the easterly line of West Marginal Way; thence southeasterly along said West Marginal Way 770 feet, more or less, to a point which is 704.88 feet south and 55 feet, more or less, west of the northwest corner of said Government lot 6; thence east parallel with the north line of said Government lot, 645 feet, more or less, to the easterly line of said lot; thence north-easterly along said easterly lot line 859.34 feet, more or less, to the southwesterly line of Commercial Waterway No. 1; thence northwesterly along said waterway line 90 feet, more or less, to a point east of the point of beginning; thence west 880 feet, more or less, to the point of beginning.

TOGETHER WITH improvements located therein.

TOGETHER WITH

- 1. Easement rights acquired from Duwamish Shipyards, Inc. as Contract Purchaser from King County, Washington under Contract No. 7229 by Easement Deed dated November 12,

1943, filed April 10, 1944, as recorded in Page 504, Volume 2218 of Deeds, King County, Washington and deed dated April 24, 1944, recorded on Page 301, Volume 2224 of Deeds, King County, Washington.

2. Easement rights acquired from General Construction Company, Seattle, Washington by Easement Deed dated November 12, 1943, as recorded April 10, 1944, in Volume 2218, Page 502, records of King County, Washington.
3. All other easements, hereditaments and appurtenances thereunto belonging and together with the grantors' interests in and to all railroad rights of way servicing said property, subject to easement granted to Northern Pacific Railroad Company for railroad purposes dated March 31, 1942, recorded in Volume 2086, Deeds, page 619, King County, Washington.

The grantors hereby convey all their right, title and interest in and to any alleys, streets, ways, strips or gores, abutting or adjoining the above described land.

The improvements conveyed include real and installed property and the Government-owned utilities systems located on the above described tracts. No items of production, equipment, machinery or tools are included in the conveyance.

SECTION 2. The price for the aforesaid properties shall be Six Hundred Thousand Dollars (\$600,000.00), payable in cash upon delivery to the Port of a good and sufficient deed to the said properties whereby the Port will acquire the title to said properties in fee simple free of all liens, encumbrances and other defects of title, 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 and provided, further, that the Port shall be granted a reasonable opportunity to determine the condition of the title to said properties.

SECTION 3. The offer to purchase as herein provided shall be 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.

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

Resolution No. 2153 - p. 3

(SEAL)

Robert W. Norman

Frank R. Mitchell

Miss H. B. Baker

Mark D. Bellum

John W. Haycox

Port Commissioners

And
M.P.