

RESOLUTION NO. 3334

A RESOLUTION of the Port Commission of the Port of Seattle providing for the acquisition by purchase and/or condemnation of certain real property known as 1052 S. 170th St., (Parcel 378R);

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; 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 operator of Seattle-Tacoma International Airport (STIA); and

WHEREAS, the number of passengers and aircraft operations served by STIA have grown substantially in the last several decades and are projected to continue to increase significantly in the future; and

WHEREAS, the Port of Seattle is faced with a need to increase land area to the west of STIA for the present and reasonably foreseeable future needs of the Airport; and

WHEREAS, on May 27, 1997, the Port Commission of the Port of Seattle adopted Resolution No. 3245 authorizing the construction of a new dependent air carrier runway and the acquisition of necessary property interests to accomplish said construction; and

WHEREAS, the Port of Seattle has determined that the property described in Exhibit A hereto is necessary in order to provide the expansion capacity necessary for the construction of a new dependent air carrier; and

WHEREAS, the Port of Seattle has the power to acquire lands for the acquisition, establishment, construction, enlargement, improvement, maintenance, and operation of airport and airport related facilities; and

WHEREAS, the Port Commission has authorized the expenditure of funds allocated in the Port of Seattle's 10 year Capital Improvement Program, CIP #1138, sufficient to undertake the acquisition of properties required for the construction of the new dependent air carrier runway, including the property described in Exhibit A hereto;

NOW, THEREFORE, BE IT RESOLVED, that the Port of Seattle shall acquire by purchase and/or condemnation the following real property:

1052 S. 170th St. (Parcel 378R)

situated in the City of SeaTac, County of King, State of Washington and legally described in Exhibit A, attached hereto and by this reference incorporated herein.

BE IT FURTHER RESOLVED, that the acquisition of said property is for a public use and purpose, to-wit: for the present and reasonably foreseeable future needs of STIA including, but not limited to, construction of a new dependent air carrier runway, expansion of facilities incidental for airport operations and facilities related to the supply, maintenance, and servicing of aircraft and/or airport operations.

BE IT FURTHER RESOLVED, that there is a public necessity for the construction of a new dependent air carrier runway and expansion of facilities incidental for airport operations and facilities related to the supply, maintenance, and servicing of aircraft and/or airport operations.


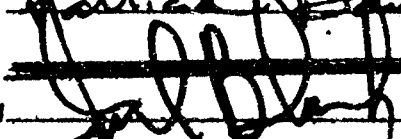

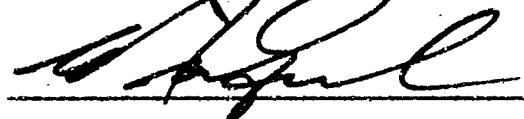
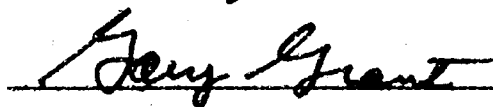
BE IT FURTHER RESOLVED, that the acquisition of said property is necessary for the proposed public use, and for the benefit of the public and the region.

BE IT FURTHER RESOLVED, that funds previously allocated in the Port's 10 year Capital Improvement Program, CIP #1138, shall be made available to carry out the provisions of this Resolution.

BE IT FURTHER RESOLVED, that the Port of Seattle Executive Director is hereby authorized and directed to execute all documents for the acquisition of said property and bring proceedings in the manner provided for by law to condemn, take, damage, and appropriate the lands, property, and other property interests pursuant to the powers granted to the Port of Seattle including, but not limited to, those powers granted in RCW Chapters 8.12, 14.07, 14.08, 53.04, and 53.08, to carry out the provisions of this Resolution.

ADOPTED by the Port Commission of the Port of Seattle at a regular meeting held this 8th day of June, 19 99, and duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the seal of the Commission.

Commissioner Block was absent for the vote; signed in error. refer to approved minutes of June 8, 1999 Commission meeting.

Port Commission

A.L.T.A. COMMITMENT
SCHEDULE A
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The land referred to in this commitment is situated in the county of King, state of Washington, and described as follows:

The east half of the following:

The east half of the northeast quarter of the northwest quarter of the southeast quarter of Section 29, Township 23 North, Range 4 East, W.M., in King County, Washington.

EXCEPT the north half;
AND EXCEPT the east 30 feet for 12th Avenue South.
AND EXCEPT any portion thereof lying within South 170th Street (J.F. Wilson Road).

END OF SCHEDULE A

NOTE FOR INFORMATIONAL PURPOSES ONLY:

The following may be used as an abbreviated legal description on the documents to be recorded, per amended RCW 65.04. Said abbreviated legal description is not a substitute for a complete legal description within the body of the document.

NW 1/4 - SE 1/4, 29-23-04