

RESOLUTION NO. 2345

A RESOLUTION of the Port Commission of the Port of Seattle, Washington authorizing an Agreement with the Federal Aviation Administration committing to the North Satellite Apron Paving Project a portion of proceeds from sale to the State Highway Commission of certain north clear zone property.

WHEREAS, Resolution No. 2338 of the Port Commission of the Port of Seattle (hereinafter called the Port) approved the sale to the State of Washington Highway Commission for right-of-way purposes of certain property lying within the North Clear Zone of Seattle-Tacoma International Airport, which land was purchased by the Port with Federal Aviation Administration participation; and

WHEREAS, said Resolution further provides that the Port agrees within three years to expend the proceeds of the sale of said right-of-way property (\$67,321.19) for airport improvements otherwise eligible for Federal assistance, and

WHEREAS, the Federal Aviation Administration now requires that the project to which said funds are to be allocated be specified by written agreement with the Port, and

WHEREAS, it appears most practicable to allocate said funds to the North Satellite Apron Paving Project.

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

(1) That certain Agreement bearing the caption "AGREEMENT BETWEEN UNITED STATES OF AMERICA AND PORT OF SEATTLE", dated September 25, 1970 in form attached hereto as Exhibit "A" and by this reference made a part hereof is hereby approved.

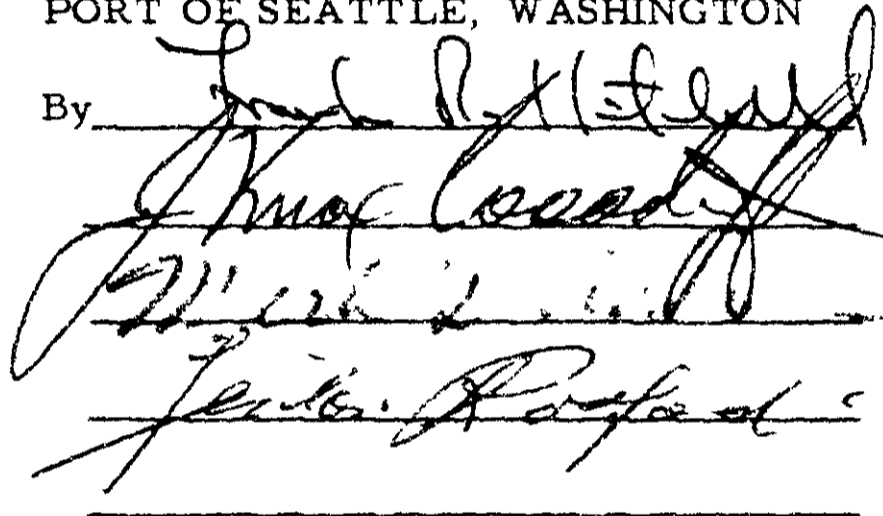
(2) The President and the Secretary of the Commission are hereby authorized and instructed to execute said Agreement on behalf of the Port

(3) A certified copy of this Resolution shall be furnished to the Federal Aviation Administration with the executed copies of said Agreement.

ADOPTED by the Port Commission of the Port of Seattle at a regular meeting thereof held this 25th day of September, and duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the seal of the Commission.

PORT OF SEATTLE, WASHINGTON

By

The block contains three handwritten signatures in cursive script, each written over a horizontal line. The signatures are: 1. The top signature, which appears to be 'John R. [unclear]'. 2. The middle signature, which appears to be 'Thomas [unclear]'. 3. The bottom signature, which appears to be 'John [unclear]'. Below the third signature is a solid horizontal line.

AGREEMENT BETWEEN
UNITED STATES OF AMERICA
AND PORT OF SEATTLE

1 THIS AGREEMENT, made this 25th day of September, 1970,
2 by the United States of America, acting by and through the Federal Aviation
3 Administration, as represented by the Area Manager, hereinafter referred to
4 as "FAA," and the Port Commission, hereinafter referred to as "Port,"

5 W I T N E S S E T H:

6 WHEREAS, Resolution No. 2338 was adopted by the Port Commission of
7 the Port of Seattle on the 28th day of July, 1970, and is hereby incorporated
8 by reference herein and attached hereto;

9 WHEREAS, Resolution No. 2338 obligates the Port to expend the proceeds
10 of the sale of certain property within the North Clear Zone of Seattle-
11 Tacoma International Airport on airport development within three (3) years;

12 WHEREAS, Resolution No. 2345 was adopted by the Port Commission
13 of the Port of Seattle on September 25, 1970, and authorizes the
14 President and Secretary of the Port Commission to enter into this Agreement
15 in behalf of the Port of Seattle.

16 NOW, THEREFORE, in consideration of the covenants and agreements con-
17 tained herein, FAA and Port mutually agree as follows:

18 ARTICLE I

19 Pursuant to the authority contained in the Federal Airport Act of 1946
20 as amended, and Airway Development Act of 1970, FAA shall deliver to Port an
21 Instrument of Release releasing that real property described as that property
22 lying within the North Clear Zone of Seattle-Tacoma International Airport as
23 shown on Exhibit "A" and by this reference made a part hereof in order for
24 said property to be conveyed to the State of Washington Highway Commission.

25 ARTICLE II

26 Port shall expend the proceeds derived from the sale of the released
27 real property on Seattle-Tacoma International Airport/ ^{apron} paving and otherwise
28 perform in accordance with all the requirements of Resolution No. 2338 as
29 attached hereto.

30 ARTICLE III

31 Incident to performing under ARTICLE II above, Port agrees that for
32 purposes of this Agreement, the terms and conditions of Resolution No. 2338,

1 as attached hereto are controlling and shall remain in full force and effect
2 throughout the life of this Agreement.

3 ARTICLE IV

4 This Agreement shall remain in effect until FAA determines that Port
5 has complied with all terms thereof and FAA so informs Port.

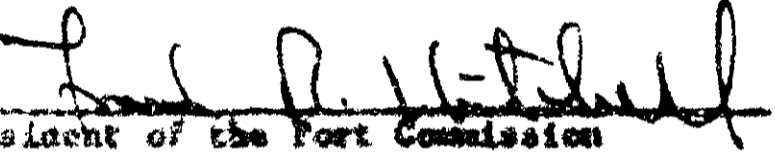
6 ARTICLE V


7 The parties hereto agree that this Agreement is personal and does not
8 run with the land.

9
10 UNITED STATES OF AMERICA
11 The Administrator of the Federal Aviation Administration

12
13 By: 
14 Area Manager, Seattle Area Office

15 PORT OF SEATTLE

16
17 By: 
18 President of the Port Commission

19
20
21 By: 
22 Secretary of the Port Commission