

RESOLUTION NO. 1567-92

12/14

Return: PUD
1415 Freeway Dr
Mt Vernon WA

9210080004

A RESOLUTION OF THE COMMISSION OF PUBLIC UTILITY DISTRICT NO. 1 OF SKAGIT COUNTY, WASHINGTON, MODIFYING, APPROVING AND CONFIRMING THE ASSESSMENTS AND ASSESSMENT ROLL OF LOCAL UTILITY DISTRICT NO. 17, WHICH HAS BEEN CREATED AND ESTABLISHED FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING AND INSTALLING A WATER MAIN AND APPURTENANCES WITHIN THE BRITT ROAD-DIKE ROAD AREA OF THE DISTRICT, AS PROVIDED BY RESOLUTION NO. 1529-91, AND LEVYING AND ASSESSING THE COST AND EXPENSE THEREOF AGAINST THE LOTS, TRACTS, PARCELS OF LAND AND OTHER PROPERTIES AS SHOWN ON THE ASSESSMENT ROLL AND PROVIDING FOR THE COLLECTION THEREOF;

92 DEC 3 1992
JERRY MCINTURE
SKAGIT COUNTY CLERK

WHEREAS, the assessment roll levying the special assessments against properties located in Local Utility District ("LUD") No. 17 in Public Utility District No. 1 of Skagit County, Washington (the "District"), has been filed with the Secretary of the Commission of the District as provided by law; and

WHEREAS, notice of the time and place of hearing thereon and for making objections and protests to the roll was duly published at and for the time and in the manner provided by law, fixing the time and place of hearing thereon for September 2, 1992, at 7:00 p.m., local time, in the Aqua Room of the District Offices at 1415 Freeway Drive, Mount Vernon, Washington, and further notice thereof was duly mailed by the Secretary of the Commission to each property owner shown on the roll; and

WHEREAS, at the time and place fixed and designated in the notice, the hearing was held for the purpose of hearing all persons appearing at the hearing who wished to be heard, all written protests received were considered and all property owners who submitted such protests or their representatives appearing at the hearing who wished to be heard were heard, and the Commission, sitting and acting as a Board of Equalization for the purpose of considering the roll and the special benefits to be received by each lot, tract, parcel of land and other property shown upon such roll, including the increase and enhancement of the fair market value of each such parcel of land by reason of the improvement (1) considered the protest of one property owner to the financial burden of the assessment and the Commission denied the request to lower or remove such assessment; (2) at Staff recommendation removed the assessment to one parcel because the property was not fronted by a water pipeline and removed a second parcel because a portion of the property is usually covered with water several months each year; and (3) determined that the District will finance two parcels which are designated Open Space Farm and Agricultural Land for which Waiver of Exemption forms were not returned, and for which the District will be eligible for reimbursement described under RCW 84.34.330;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The modifications as set forth in Exhibit A attached hereto and incorporated herein by this reference are made on the Assessment Roll of LUD No. 17.

Section 2. The assessments and assessment roll of LUD No. 17, which has been created and established for the purpose of acquiring, constructing and installing a water main and appurtenances within the District, as provided by Resolution No. 1529-91, as the same now stand after the modification made in Section 1, shall be and the same are in all things and respects approved and confirmed in the total amount of \$137,903.81.

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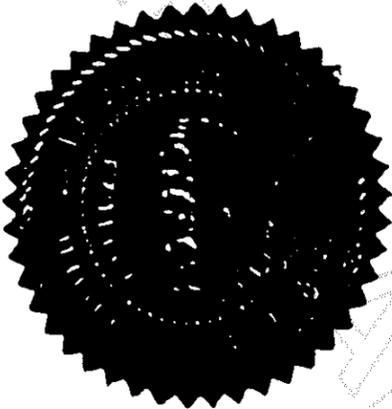
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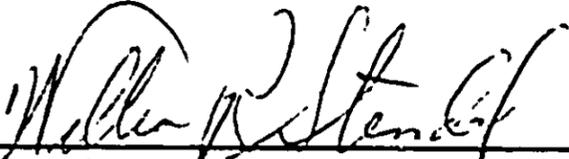
Section 3. Each of the lots, tracts, parcels of land and other property shown upon the assessment roll is determined and declared to be specially benefited by the improvements in at least the amount charged against the same, and the assessment appearing against the same is in proportion to the several assessments appearing upon the roll. There is levied and assessed against each lot, tract, parcel of land and other property appearing upon the roll the amount finally charged against the same thereon.

Section 4. No property, any portion of which is outside LUD No. 17, may connect to those improvements constructed or made a part of such LUD unless either that property shall have been subject to the special assessments on the assessment roll for LUD No. 17 or the owners of that property shall have paid prior to such connection a charge-in-lieu of assessment which shall be at least the equivalent of those assessments which would have been applied to that property had it been included within that LUD.

Section 5. The assessment roll as revised, approved and confirmed shall be filed with the Skagit County Assessor, the County legislative authority (County Commissioners), the County Treasurer, and with the Skagit County Auditor for recording and the District Treasurer for collection, and the District Treasurer is authorized and directed to publish notice as required by law stating that the roll is in his hands for collection and that payment of any assessment thereon or any portion of such assessment can be made at any time within thirty days from the date of first publication of such notice without penalty, interest or cost, and that thereafter the sum remaining unpaid may be paid in twenty (20) equal annual installments. The estimated interest rate on the installments of assessments is stated to be 8% per annum, with the exact interest rate to be fixed in the resolution authorizing the issuance and sale of the water revenue bonds authorized to be issued by Resolution No. 1529-91. The first installment of assessments shall become due and payable during the thirty-day period succeeding the date one year after the date of first publication by the District Treasurer of notice that the assessment roll is in his hands for collection, and annually thereafter each succeeding installment shall become due and payable in like manner. If the whole or any portion of the assessment remains unpaid after the first thirty-day period, interest upon the whole unpaid sum shall be charged at the rate as determined above, and each year thereafter one of the installments, together with interest due on the unpaid balance, shall be collected. Any installment not paid prior to the expiration of the thirty-day period during which such installment is due and payable shall thereupon become delinquent. Each delinquent installment shall be subject, at the time of delinquency, to a charge of 12% penalty levied on both principal and interest due upon that installment, and all delinquent installments also shall be charged interest at the rate as determined above. The collection of such delinquent installments shall be enforced in the manner provided by law.

ADOPTED by the Commission of Public Utility District No. 1 of Skagit County, Washington, at a regular open public meeting thereof this 15th day of September, 1992.

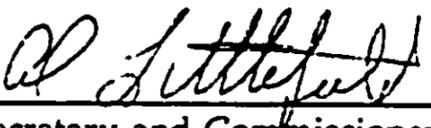




President and Commissioner

ABSTAINED

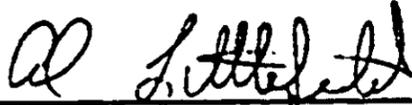
Vice President and Commissioner



Secretary and Commissioner

I, AL LITTLEFIELD, Secretary of the Commission of Public Utility District No. 1 of Skagit County, Washington, certify that the attached copy of Resolution No. 1567-92 is a true and correct copy of the original resolution adopted on the 15th day of September, 1992, as that resolution appears on the Minute Book of the District.

DATED this 15th day of September, 1992.



Al Littlefield, Secretary

Resolution No. 1567-92

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EXHIBIT "A"

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BRITT ROAD LUD #17

Final Assessment Roll
Property Owners

Roll #	Accounts	Name and Address	Legal Description	Assessment
1	340325-0-020-0004 340325-0-020-0103	HARSHMAN WILLIS D 1684 DIKE ROAD MOUNT VERNON WA 98273	S 50RDS OF LOT 8 INSIDE DIKE DK 3 DT 92 OPEN SPACE#55 #854803 1978	3727.13
2	340336-0-019-0103 340336-0-019-0004	AXTHELM MALVIN L 1700 DIKE RD MOUNT VERNON WA 98273	OPEN SPACE #474 #763271 1973 N 40RDS OF LOT 14 OUTSIDE DIKE	3727.13
3	340336-0-020-0001 340336-0-020-0100	PARSONS CLARENCE B 4433 SW 101ST ST SEATTLE WA 98146	N 180FT OF S 330FT OF N 990FT OF LOT 14 DK 3 DT 92 LESS E 180FT & DIKE-INSIDE DIKE	3727.13
4	340336-0-021-0000	NELSON CARL A 1714 DIKE RD MOUNT VERNON WA 98273	E 180FT OF N 180FT OF S 330FT OF N 990FT TDK 3 DT 92 OF LT 14 LESS RD 110	3727.13
5	340336-0-022-0009 340336-0-022-0108	CRAIG PATSY F P O BOX 51 ALANSON MICHIGAN 49706	S 150FT OF N 990FT OF LOT 14 LESS DIKE DK 3 DT 92 LESS PTN W OF DIKE LESS RD- INSIDE DIKE	3727.13
6	340336-0-023-0008 340336-0-026-0005 340336-0-023-0107	LOGSDON MARY F 1720 DIKE ROAD MOUNT VERNON WA 98273	N1/2 S1/2 S1/2 OF LOT 14 E OF DIKE LESS DK 3 DT 92 RD INSIDE DIKE	3727.13
7	340336-0-024-0007 340336-0-025-0006	GUIDINGER JOHN S 1724 DIKE ROAD MOUNT VERNON WA 98273	S1/2 S1/2 S1/2 OF GOV LOT 14 E OF DIKE DK 3 DT 92 INSIDE DIKE	3727.13
8	340336-1-001-0002 340336-1-001-0101	KONING CORNELIUS 1731 DIKE ROAD MOUNT VERNON WA 98273	OPEN SPACE # 342 #760478 1973 DK 3 DT 92SE1/4 NE1/4 N & W OF BRITTS SLO-INSIDE DIKE	3727.13
9	340336-1-002-0001 340336-1-002-0100	TAYLOR DALE 1746 DIKE RD MOUNT VERNON WA 98273	SE1/4 NE1/4 S & E OF BRITTS SLO-INSIDE DK 3 DT 92 DIKE	3727.13
11	340430-0-007-0003 340430-0-009-0001	ALFCD INC P O BOX 219 MOUNT VERNON WA 98273	NE1/4 OF LT 4 & S 1RD OF NW1/4 LT 4 DK 3DT 92 O/S 1-87 AF#8602280023	3727.13
12	340430-0-008-0200	EVANS BARBARA S 1683 DIKE RD MOUNT VERNON WA 98273	PTN GOV LT 4 AKA TR A OF S/P 90-79 DK 3 DT 92 AF#7909040026	3727.13
13	340430-0-008-0062	EVANS BARBARA S 1683 DIKE ROAD MOUNT VERNON WA 98273	PTN GOV LT 4 AKA TR B OF S/P 90-79 DK 3 DT 92 AF#7909040026	3727.13
14	340431-0-001-0008	WEST RICHARD N 1701 DIKE RD MOUNT VERNON WA 98273	N 135FT OF W 300FT OF LT 1 E OF RD DK 3 DT 92	3727.13

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BRITT ROAD LUD #17

Final Assessment Roll
Property Owners

Roll #	Accounts	Name and Address	Legal Description	Assessment
15	340431-0-002-0007	KAMB CLARA J 1808 FOREST DR MOUNT VERNON WA 98273	OPEN SPACE #325 #760747 1973 DK 3 DT 92 LT 1 LESS N 135FT OF W 300FT E OF RD	3727.13
16	340431-0-003-0006	BORGEN W C 1201 N 9TH #1 MOUNT VERNON WA 98273	OPEN SPACE #604 #762160 1973-TRF#811728 DK 3 DT 17 LT 3 LESS TRS & RT#0-003-01	3727.13
17	340431-0-003-0105	BORGEN W PAUL 1793 BRITT ROAD MOUNT VERNON WA 98273	RT#0-003-01 PTN LT 3 DAF BAT NW C LT 3 WLI LT 3 BEARS S 0-14-50 E TH S 87-45- 45E ALG C/L OF RD 323.00FT TH S 2-12-1 SW 30.00FT TAP ON S R/W LI OF BRITT RD & WHPT IS TPB TH S 87-47-45 E ALG S R/W OF RD 150.00FT TH S 2-12-15 W 150.00FT TH N(More on file)	3727.13
18	340431-0-004-0005 340431-0-005-0004 340431-0-017-0000 340431-3-004-0009	WHALEN MRS THOMAS 1773 BRITT SLOUGH RD MOUNT VERNON WA 98273	OPEN SPACE #32 #775740 1974 DK 3 DT 17 E 191FT OF W1/2 E1/2 LT 3 TRNSF #808343	3727.13
19	340431-0-006-0001 340431-0-009-0000 340431-0-010-0007 340431-0-022-0003 340431-0-028-0007	MARSHALL ESTHER D 1512 HOLLY DR LODI CA 95240	TR LND BEG 20RDS E OF NW C NW1/4 SE1/4 DK 3 DT 17 TH E 20RDS N TO CO RD TH WLY TAP N OF POB TH S TPB EXC TR O/S #7 AF#8805240008 1988	0.00

ALSO INCLUDES 340431-4-011-0008

This specific property is within the boundaries of Public Utility District No. 1 of Skagit County's Local Utility District No. 17. At the time of recording of the Final Assessment Roll, receipt of a waiver from exemption of the Farm and Agriculture Land Designation as described under RCW 84.34.020 had not been received. This property's equitable share of the improvement was determined to be \$3,727.13. If a final assessment amount had been recorded against this property, it would have been in the amount of \$3,727.13.

At the time this property is removed from the Farm and Agriculture Land Designation, sold, or use of the property is changed; it will result in action as outlined under RCW 84.34.020 through 84.34.340. Contact the Treasurer of Public Utility District No. 1 of Skagit County.

20	340431-0-011-0006 340431-0-031-0002	KURTZ DAVID M 1509 NE 194TH AVE CAMAS WA 98607	PTN TR 1 OF SURVEY REC 8-23-85 AF# DK 3 DT 17 8508230001 A PTN W1/4 E1/2 OF SEC	3727.13
21	340431-0-011-0105 340431-0-012-0005 340431-4-012-0106	BODE LEE 1745 BRITT RD MOUNT VERNON WA 98273	PTN SW1/4 NE1/4 DAF BEG AT INTERS OF DK 3 DT 17 S LI CO RD FOL BRITT SLO & W LI SUBD TH S 0-12-15 E ALG W LI 115FT TO TPOB TH N 89-47-45 E 87FT TH S 0-12-15 E 15.20FT M/L TO S LI OF SUBD TH S 89-00-12 W ALG S LI 87.01FT TO SW COR OF(More on file)	3727.13

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Final Assessment Roll
Property Owners

Roll #	Accounts	Name and Address	Legal Description	Assessment
22	340431-0-013-0004	TREVINO REYNALDO 1780 BRITT SLOUGH RD MOUNT VERNON WA 98273	TAX 4A BEG 307FT N OF SW C LT 2 TH WLY DK 3 DT 92 ALG BRITTS SLO TO ITS INT WI S LI LT 2 TH E TAP 975FT FR SD SW C TH N679FT W 588FT S 52FT W 417FT TH S TPB LESS TAX 4B	3727.13
23	340431-0-014-0003 340431-0-014-0102	BORGEN W C 1201 N 9TH #1 MOUNT VERNON WA 98273	PTN GOV LT 2 BEG ON W LI LT 2 SD PT DK 38EARS N 0-36-00 W 307FT M/L FR SW COR LT2 TH N 0-36-00 W ALG W LI LT 2 314FT TH N 88-59-30 E 216.50 TH N 6FT TH N 88-59-30 E 200.5FT TH N 0-36-00 W 52FT TH N 88-59-30 E 588FT TH S 0-36-00 - O/S (More on file)	3727.13
24	340431-0-015-0002	GUGGENOS LEO 1796 BRITT SLOUGH RD MOUNT VERNON WA 98273	TAX 5A BEG 100FT E OF 1/4 STAKE ON W LI DK 3 DT 92 SEC 31 TH N 38DEG E 140FT TO C/L BRITTS SLO TH SELY ALG SD SLO TO E & W C/L SD SEC TH W TPB LESS TR TO CO	3727.13
25	340431-0-016-0001	SKAGIT COUNTY COURT HOUSE MOUNT VERNON WA 98273	TAX 5B BEG AT 1/4 STAKE ON W LI SEC 31 DK 3 DT 92 TH E 100FT TH N 38DEG E 140FT TO BRITTS SLO TH N 40DEG TO W LI SEC 31 TH S TPB	0.00
26	340431-0-018-0009	WILSON GREGORY L 1727 DIKE ROAD MOUNT VERNON WA 98273	TAX 7 N1/2 OF FOL TR BEG ON W LI LT 2 DK3 DT 92 SEC 31 679FT N OF SW C TH E 975FT TH N TO N LI LT 2 TH W TO NW C LT 2 TH S TPB LESS ROS & DIKE	3727.13
27	340431-0-019-0008	KONING CORNELIUS 1731 DIKE ROAD MOUNT VERNON WA 98273	OPEN SPACE #342 #760478 1973 DK 3 DT 92 TAX 8 S1/2 OF FDT BEG ON W LI LT 2 SEC 31 679FT N OF SW C TH E 975FT TH N TO N LI LT 2 TH W TO NW C SD LT TH S TPB	3727.13
28	340431-0-020-0005	STEVENS KAREN 12017 12TH NW SEATTLE WA 98177	TAX 9 BEG 679FT N OF SW C LT 2 TH E 417 DK 3 DT 92 FT S 52FT W 200.5FT TH S 6FT TH W 216.50FT TH N TPB	3727.13
29	340431-0-025-0109	MILLER PATRICK 200573397 C/O WASH FEDERAL S & L ASSN 425 PIKE STREET SEATTLE WA 98101	S SAC OF FDT BEG ON W LI GN RLY 414FT S DK 3 DT 17 OF N SEC LI SLY ALG R/W 1215FT TAP 1576.5FT S FR SD N SEC LI TH W TO CO RD ALG BRITTS SLO TH NLY ALG RD TAP W OF POB THE TPB	3727.13
30	340431-0-029-0006	WHALEN MRS THOMAS 1773 BRITT SLOUGH RD MOUNT VERNON WA 98273	OPEN SPACE #32 #775740 1974 DK 3 DT 92 TAX 17 E 320FT LT 2 N OF SLO TRNSF #808343	3727.13

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BRITT ROAD LUD #17

Final Assessment Roll
Property Owners

Roll #	Accounts	Name and Address	Legal Description	Assessment
31	340431-0-037-0006	LIND EARL 1744 BRITT RD MOUNT VERNON WA 98273	TAX 25 PTN SW1/4 NE1/4 & SE1/4 NW1/4 BA TDK 3 DT 92 CTR SEC 31 TH E 327.8FT TH NTAP 210FT NOF N LI BRITT SLO RD TH W 154FT TPB TH WTD E LI OF W 11AC OF E 3/4E 1/2 OF S E1/4 NW1/4 TH S ALG SD E LI TO N LI BRITT SLO RD TH NELY ALG N LI CO(More on file)	3727.13
32	340431-1-007-0000 340431-1-008-0009 340431-1-008-0108	WOODMANSEE JOSEPH D WOODMANSEE KIMBERLY A 1730 BRITT ROAD MOUNT VERNON WA 98273	PTN OF E3/4 OF E1/2 OF SE1/4 NW1/4 LY N DK3 DT 92 OF N LI OF RD EXC W 11AC ALSO PTN OF SW OF NE1/4 DAF BEG AT CTR OF SEC31 TH E 327.8FT TH N TO N LI OF SW1/4 NE1/4 TH WTD NMC OF SW1/4 NE1/4 TH S TO POB EXC PTN LY S OF N LI OF RD & EXC-0/S(More on file)	3727.13
33	340431-2-004-0001 340431-2-005-0000	HAGERTY D R 1756 BRITT RD MOUNT VERNON WA 98273	W 11AC OF E 493.3FT OF SE1/4 NW1/4 N CF DK 3 BRITTS SLO 0/S #111 #789959 1975	3727.13
34	340431-2-006-0009	POPPE DONALD D 1774 BRITT RD MOUNT VERNON WA 98273	OPEN SPACE #14 #799208 1975 DK 3 DT 92 #363.9' IF SE1/4 OF NW1/4 LESS RD SLO & DIKE	3727.13
35	340431-3-001-0002 340431-4-012-0007	BURKLAND ROBERT E 1751 BRITT ROAD MOUNT VERNON WA 98273	OPEN SPACE #27 AF 784729 1974 DK 3 DT 17E 20 RDS OF NE1/4 OF SW1/4 & E 20 RDS OF SE1/4 OF NW1/4 S OF SLO	3727.13
36	340431-3-002-0001 340431-3-003-0109	JOHNSON ROSS M 1763 BRITT RD MOUNT VERNON WA 98273	W1/2 E1/2 NE1/4 SW1/4 & E1/2 W1/2 NE1/4 DT 17 DK 3 SW1/4 EX RT#3-002-01 EX RD OPEN SPACE #309 #792970 1975 TRNSF #807362	0.00

This specific property is within the boundaries of Public Utility District No. 1 of Skagit County's Local Utility District No. 17. At the time of recording of the Final Assessment Roll, receipt of a waiver from exemption of the Farm and Agriculture Land Designation as described under RCW 84.34.020 had not been received. This property's equitable share of the improvement was determined to be \$3,727.13. If a final assessment amount had been recorded against this property, it would have been in the amount of \$3,727.13.

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37	340431-3-002-0100	JOHNSON MARK R 1761 BRITT RD MOUNT VERNON WA 98273	RT#3-002-01 DAF BEG AT W1/4 CDR OF SEC DT 17 DK 3 21 TH N 88-55-14 E 1996.60FT TH S 0-47-46 E 22.20FT TO TPB TH S 0-47-46 E 165.6FT TH S 88-25-46 E 196.30FT THN 0-50-14 E 185FT TH S 86-00-52 W 201.71FT T OTPB	3727.13
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BRITT ROAD LUD #17

Final Assessment Roll
Property Owners

Roll #	Accounts	Name and Address	Legal Description	Assessment
38	340431-3-003-0000	JOHNSON LLOYD H 1765 BRITT RD MOUNT VERNON WA 98273	PTN E 20 ROS OF W 30 ROS NE1/4 SW1/4 DK 3 DT 17 AKA TR A OF S/P 28-81 AF#8106040030 VIO#39-81 AF#8107160003 DATE DUE 8- 21-81	3727.13
40	340431-1-010-0005	LIND EARL C 1742 BRITT RD MOUNT VERNON WA 98273	RT#1-010 DAF BEG AT CTR OF SEC 31 TH E DK 3 DR 92 327.8FT TH N TO INSEC OF NLY LI OF BRITT RD & TP8 TH N 210FT TH W 154FT TO NE C OF TR CONV AF#714907 TH S ALG E LI OF S DTR TO INSEC WI NLY LI OF BRITT RD TH NELY ALG SD RD TO POB	3727.13

*** Total ***

130449.55

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