



201201050050

Skagit County Auditor

1/5/2012 Page

1 of

11 12:24PM

**RETURN TO:**

City of Anacortes

P.O. Box 547

Anacortes, WA 98221

LAND TITLE OF SKAGIT COUNTY

**ORDINANCE NO. 2863**

**141025-002**

**AN ORDINANCE VACATING A RIGHT-OF-WAY OF CERTAIN PORTIONS OF**

**S Avenue and Market Street**

**THE CITY COUNCIL OF THE CITY OF ANACORTES DOES HEREBY ORDAIN AS FOLLOWS:**

**WHEREAS**, the requisite number of owners of property abutting certain streets and alleys located within the City of Anacortes have petitioned for an alteration of the plats in which those streets are contained, and have requested vacation a portion of the streets therein; and

**WHEREAS**, the City Council held a public hearing on said proposal on February 16, 2010 and agreed to approve the proposal as set-forth below; now, therefore,

**THE CITY COUNCIL OF THE CITY OF ANACORTES, DOES HEREBY ORDAIN AS FOLLOWS:**

**SECTION 1.** The following described right-of-way on streets and alleys located in the City of Anacortes should be and are hereby vacated:

**Parcel #5**

**LEGAL DESCRIPTIONS FOR VACATION  
OF PORTIONS OF "S" AVENUE**

That portion of "S" Avenue as shown on the plat of "BOWMAN'S CENTRAL SHIP HARBOR WATER FRONT PLAT OF ANACORTES, SKAGIT COUNTY WASHINGTON", recorded in Volume 2 of Plats at page 33, records of Skagit County, Washington, lying North of the North line of Plate 9, Tide and Shore Lands of Anacortes Harbor in Section 18, Township 35 North, Range 2 East, W.M., and lying South of the South line of 6th Street as shown on said plat of "BOWMAN'S CENTRAL SHIP HARBOR WATER FRONT PLAT OF ANACORTES, SKAGIT COUNTY, WASHINGTON "

Situate in the City of Anacortes, Skagit County, Washington.

**Market Street Vacations Parcels #6 and #7**

**Legal Descriptions for Vacations of A portion of Market Street**

All that portion of the right of way of the Great Northern Railway Company in Tract 22 of Plate 9, Anacortes Tidelands; also all that portion of lots 1, 19 and 20 and vacated alley in Block 23, Bowmans Central Ship Harbor – Water Front Plat, together with that portion of vacated 7<sup>th</sup> street lying easterly of a line 15 feet easterly of and parallel with the hereinafter described centerline of track of said Railway Company, all in the City of Anacortes, County of Skagit and State of Washington.

The said centerline of track being described as follows:

Commencing at the Southwest corner of section 18, Township 35 North, Range 2 E.W.M. ; thence easterly along the south line of said section 800.75 feet to its intersection with said centerline of track; thence along a 7 degree 00 feet curve to the right whose tangent at the point of intersection makes a northeasterly included angle of 72 degrees 27 feet 06 inches, 217.33 feet; thence Northeasterly and tangent 414.83 feet; thence along a 7 degree 00 feet curve to the left 165.65 feet; thence Northeasterly and tangent 698.64 feet; thence along an 8 degree 53 feet curve to the left 200 feet.

As described in Quit Claim Deed for Street Purposes Recording Number 699809.

**Parcels #8 & 9**  
**LEGAL DESCRIPTION OF VACATION**  
**OF PORTIONS OF MARKET STREET**

That portion of Market Street formerly Motor Line Avenue as shown on Plate 9. Tide and Shore Lands of Anacortes Harbor in Section 18, Township 35 North, Range 2 East, W.M, lying West of the East line of the Great Northern Railway right of way , as said right of way is referred to in that certain City of Anacortes Ordinance No. 1201 dated. November 6, 1956.

Situate in the City of Anacortes, Skagit County Washington.

**SECTION 2.** This Ordinance shall be recorded with The Interlocal Cooperative Agreement between The City of Anacortes and The Port of Anacortes, which shall represent



201201050050  
Skagit County Auditor

compensation for the vacated right of way as described above. The vacation shall not be effective until such full recordation.

**SECTION 3.** Effective Date: This ordinance shall take effect from and after 5 (five) days after its passage and publication as required by law.

**PASSED AND APPROVED** this 23 day of NOV 2011.

**CITY OF ANACORTES:**

BY: H. Dean Maxwell  
H. Dean Maxwell, Mayor

**ATTEST:**

Steve D. Hoglund  
Steve D. Hoglund, City Clerk Treasurer

**APPROVED AS TO FORM:**

Bradford Furlong  
Bradford Furlong, City Attorney WSBA #12924



201201050050  
Skagit County Auditor

**Exhibit A  
#5**

**LEGAL DESCRIPTIONS FOR VACATION  
OF PORTIONS OF "S" AVENUE**

That portion of "S" Avenue as shown on the plat of "BOWMAN'S CENTRAL SHIP HARBOR WATER FRONT PLAT OF ANACORTES, SKAGIT COUNTY WASHINGTON", recorded in Volume 2 of Plats at page 33, records of Skagit County, Washington, lying North of the North line of Plate 9, Tide and Shore Lands of Anacortes Harbor in Section 18, Township 35 North, Range 2 East, W.M., and lying South of the South line of 6th Street as shown on said plat of "BOWMAN'S CENTRAL SHIP HARBOR WATER FRONT PLAT OF ANACORTES, SKAGIT COUNTY, WASHINGTON "

Situate in the City of Anacortes, Skagit County, Washington.



201201050050  
Skagit County Auditor

Exhibit A  
#6 and #7

Legal Descriptions for Street Vacations of A portion of Market Street

All that portion of the right of way of the Great Northern Railway Company in Tract 22 of Plate 9, Anacortes Tidelands; also all that portion of lots 1, 19 and 20 and vacated alley in Block 23, Bowmans Central Ship Harbor – Water Front Plat, together with that portion of vacated 7<sup>th</sup> street lying easterly of a line 15 feet easterly of and parallel with the hereinafter described centerline of track of said Railway Company, all in the City of Anacortes, County of Skagit and State of Washington.

The said centerline of track being described as follows:

Commencing at the Southwest corner of section 18, Township 35 North, Range 2 E.W.M. ; thence easterly along the south line of said section 800.75 feet to its intersection with said centerline of track; thence along a 7 degree 00 feet curve to the right whose tangent at the point of intersection makes a northeasterly included angle of 72 degrees 27 feet 06 inches, 217.33 feet; thence Northeasterly and tangent 414.83 feet; thence along a 7 degree 00 feet curve to the left 165.65 feet; thence Northeasterly and tangent 698.64 feet; thence along an 8 degree 53 feet curve to the left 200 feet.

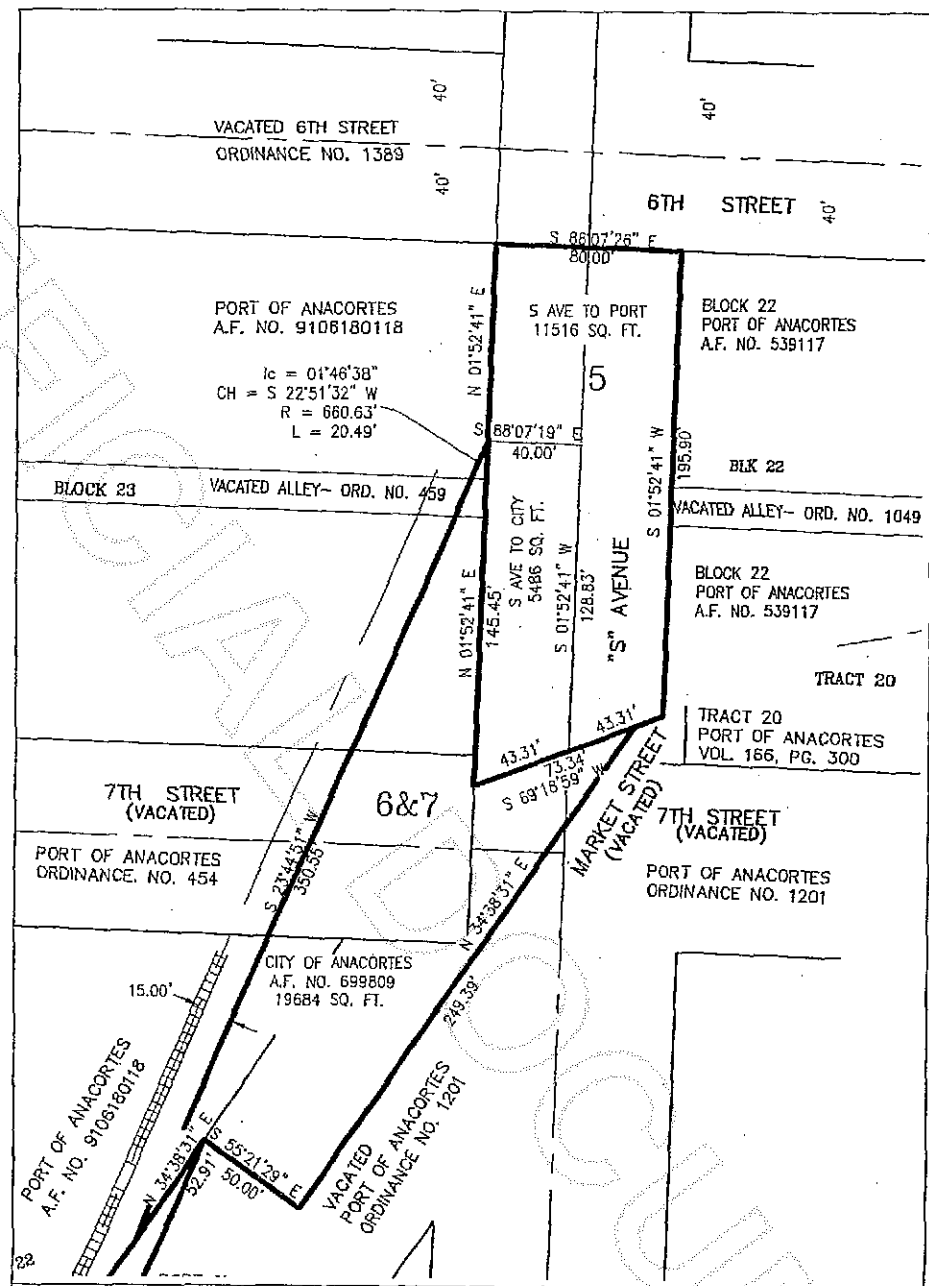
As described in Quit Claim Deed for Street Purposes Recording Number 699809.



201201050050  
Skagit County Auditor

1/5/2012 Page

5 of 11 12:24PM



J:\2005\05034\SUR\EXHIBIT

SHEET 4 OF 5



**Leonard, Boudinot & Skodje Inc.**  
PROFESSIONAL ENGINEERS & LAND SURVEYORS  
603 South First Street, P.O. Box 1228  
Mount Vernon, WA 98273  
Tel: 360-336-5751 Fax: 360-336-3981



**STREET VACATION  
EXHIBIT MAP  
S AVENUE  
#5. 6. 7**



201201050050  
Skagit County Auditor

699809

QUITCLAIM DEED FOR STREET PURPOSES

The Grantor, GREAT NORTHERN RAILWAY COMPANY, a Minnesota corporation, for and in consideration of One Dollar (\$1.00) and other valuable consideration, CONVEYS and QUITCLAIMS to the CITY OF ANACORTES, WASHINGTON, a Municipal corporation, Grantee, for street, utilities and other related municipal purposes, the following described property situated in Anacortes, Skagit County, Washington, to-wit:

All that portion of the right of way of the Great Northern Railway Company in Tract 22 of Plate 9, Anacortes Tidelands; also all that portion of Lots 1, 19 and 20 and vacated alley in Block 23, Bowman's Central Ship Harbor - Water Front Plat, together with that portion of vacated 7th St. lying easterly of a line 15 feet easterly of and parallel with the hereinafter described centerline of track of said Railway Company, all in the City of Anacortes, County of Skagit and State of Washington.

The said centerline of track being described as follows:

Commencing at the Southwest corner of Section 18, Township 35 North, Range 2 E.W.M.; thence easterly along the south line of said section 800.75 feet to its intersection with said centerline of track; thence along a 7°00' curve to the right whose tangent at the point of intersection makes a northeasterly included angle of 72°27'06", 217.33'; thence Northeasterly and tangent 414.83'; thence along a 7°00' curve to the left 165.65 feet; thence Northeasterly and tangent 698.64'; thence along an 8°53' curve to the left 200 feet.

EXCEPTING AND RESERVING unto the Grantor, its successors and assigns, forever, all iron, natural gas, coal, oil and all minerals of any nature whatsoever upon or in the lands above described owned by Grantor, together with the sole, exclusive and perpetual right to explore for, remove and dispose of the same by any means or methods suitable to the Grantor, its successors and assigns, but without entering upon or using the surface of the lands above described, and in such manner as not to interfere with the use thereof by the Grantee, its successors and assigns.

IN WITNESS WHEREOF, said corporation has caused this instrument to be executed by its proper officers and its corporate seal to be hereunto affixed this 15th day of May, 1967.

GREAT NORTHERN RAILWAY COMPANY

By

*W. J. Downing*  
Executive Vice President  
*W. J. Downing*  
Secretary

Attest



201201050050  
Skagit County Auditor

STATE OF MINNESOTA )  
                          : ss.  
County of Ramsey )

On this 15th day of May, 1967,  
personally appeared before me R. W. Downing  
and R. M. O'Kelly, to me known to be the  
Executive  
/Vice President and \_\_\_\_\_ Secretary, respectively, of Great  
Northern Railway Company, the corporation that executed the within  
and foregoing instrument, and acknowledged the said instrument to  
be the free and voluntary act and deed of said corporation, for  
the uses and purposes therein mentioned, and on oath stated that  
they were authorized to execute said instrument, and that the seal  
affixed is the corporate seal of said corporation.

WITNESS my hand and official seal the day and year in this  
Certificate first above written.



R. H. Burdick  
Notary Public in and for the State of  
Minnesota, residing at St. Paul  
My Commission Expires: April 22, 1969

Official Records  
VOL 1 PAGE 635

A. H. JOHNSON  
SKAGIT COUNTY AUDITOR  
DEPUTY RJP

67 MAY 29 PM 4:02

RECORDED ☒ FILED \_\_\_\_\_  
REQUEST OF \_\_\_\_\_

Official Records  
VOL 1 PAGE 635

FILED FOR RECORD AT  
REQUEST OF \_\_\_\_\_

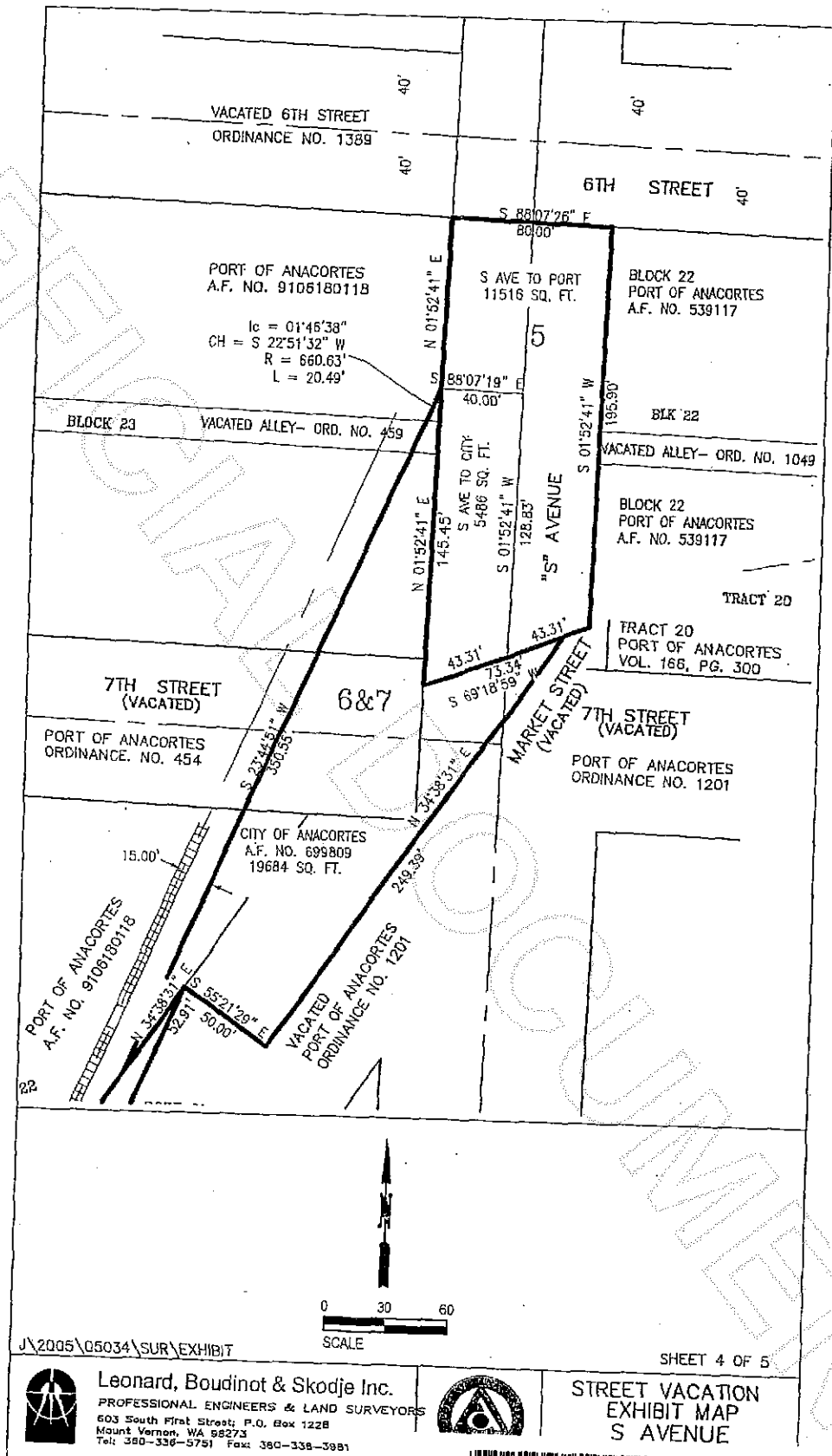
PIONEER NATIONAL TITLE INSURANCE CO.  
707 - 2nd St. Mount St.

Return To



201201050050  
Skagit County Auditor





201201050050

Skagit County Auditor

**Exhibit A  
#8,9**

**LEGAL DESCRIPTION OF VACATION  
OF PORTIONS OF MARKET STREET**

That portion of Market Street formerly Motor Line Avenue as shown on Plate 9. Tide and Shore Lands of Anacortes Harbor in Section 18, Township 35 North, Range 2 East, W.M, lying West of the East line of the Great Northern Railway right of way , as said right of way is referred to in that certain City of Anacortes Ordinance No. 1201 dated. November 6, 1956.

Situate in the City of Anacortes, Skagit County Washington.



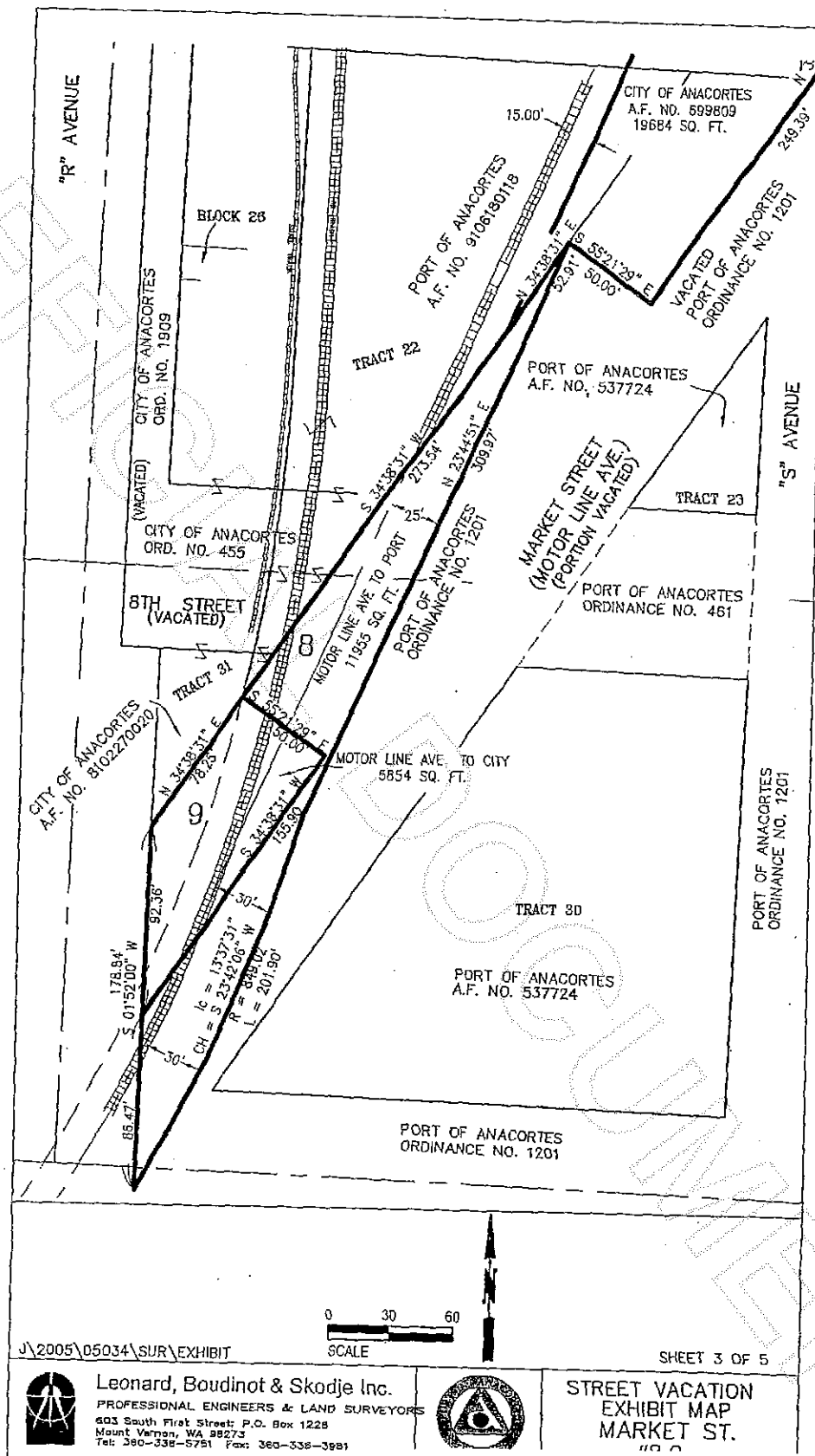
201201050050

Skagit County Auditor

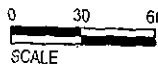
1/5/2012 Page

10 of

11 12:24PM



J:\2005\05034\SUR\EXHIBIT



SHEET 3 OF 5



Leonard, Boudinot & Skodje Inc.  
PROFESSIONAL ENGINEERS & LAND SURVEYORS  
603 South First Street, P.O. Box 1225  
Mount Vernon, WA 98273  
Tel: 360-338-5751 Fax: 360-338-3981



STREET VACATION  
EXHIBIT MAP  
MARKET ST.  
"R" AVE.



201201050050  
Skagit County Auditor