

RESOLUTION NO. 2245

A RESOLUTION OF THE KIRKLAND CITY COUNCIL AUTHORIZING RELEASE OF THAT CERTAIN DEED OF RECONVEYANCE OF PORTION OF THIRD STREET SOUTH VACATED BY ORDINANCE NO. 2143 FROM THE ST. JOHN'S PARISH TO THE CITY OF KIRKLAND AND HELD IN ESCROW BY THE KIRKLAND BRANCH, NATIONAL BANK OF COMMERCE, PURSUANT TO RESOLUTION NO. 2084.

WHEREAS, the Rector, Churchwardens and Vestrymen of St. John's Parish in the City of Kirkland, a Washington Corporation, did previously petition the City to vacate a portion of Third Street South lying between First Avenue South and Second Avenue South in the City of Kirkland in connection with a planned housing development for elderly under the FHA 236 Rent Supplement Program, and

WHEREAS, the City did thereafter vacate said portion of Third Street South by Ordinance No. 2143, and

WHEREAS, at the same time, the Church Corporation and the City of Kirkland, pursuant to Resolution No. 2084, did enter into escrow instructions whereby the Church Corporation placed with the Kirkland Branch of the National Bank of Commerce, its Deed reconveying said vacated Third Street South to the City of Kirkland upon the condition that the Church Corporation did not proceed with its low income housing or elderly project, and

WHEREAS, said Church Corporation no longer desires to continue or proceed with said project, but does, nevertheless, desire that portion of Third Street South to remain vacated, and


WHEREAS, said Church Corporation, has deposited with the City, 50% of the fair market value of said vacated portion of Third Street South,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Kirkland as follows:

Section 1. The City Manager is hereby authorized and directed to advise in writing the Kirkland Branch, National Bank of Commerce as escrow holder under those certain escrow instructions dated February 16, 1971, to return the Deed held thereby to the Rector, Churchwardens and Vestrymen of St. John's Parish. The City Manager is further directed to take such

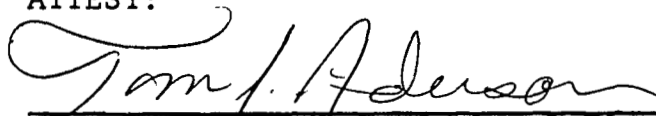
additional steps as may be necessary to fully effectuate the vacation of the portion of Third Street described in Ordinance No. 2143.

PASSED AND APPROVED in regular meeting of the Kirkland City Council on the 6th day of May, 1974.



Mayor

ATTEST:



Director of Administration & Finance
(ex officio City Clerk)

Recorded: June 5, 1974
No. 7406050604
Records and Elections
King County, Wash.

Resolution No. 2245