

RESOLUTION R-3552

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELATING TO UTILITY EASEMENTS RETAINED AT THE TIME OF VACATION OF PUBLIC RIGHTS-OF-WAY AND AUTHORIZING THE CITY MANAGER TO CONVEY SAID RETAINED EASEMENTS TO THE VESTEE OF SAID VACATED PUBLIC RIGHTS-OF-WAY.

WHEREAS, the City of Kirkland heretofore by Ordinances 2896 and 2368 vacated certain public rights-of-way described in said Ordinances, retaining, nevertheless, easements for utility purposes over said vacated rights-of-way and including the right to convey said easements; and

WHEREAS, the City of Kirkland has determined retention of said utility easement described in Ordinance 2896 serves no public purpose and the vestee of said vacated public right-of-way has requested said easement right to be conveyed to him; and

WHEREAS, the City of Kirkland has determined retention of a 55-foot portion of said utility easement described in Ordinance 2368 serves no public purpose and the vestee of said vacated public right-of-way has requested said easement right to be conveyed to him.

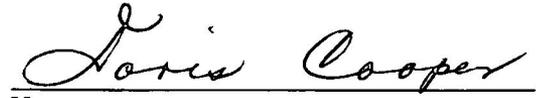
NOW, THEREFORE, be it resolved by the City Council of the City of Kirkland as follows:

Section 1. The City Manager of the City of Kirkland is hereby authorized and directed to sign on behalf of the City of Kirkland a Quit Claim Deed substantially in the form attached to the original of this Resolution as Exhibit A and conveying all easement rights retained by the City of Kirkland at the time of vacation of the public right-of-way described in Ordinance 2896 to the vestee of said vacated right-of-way.

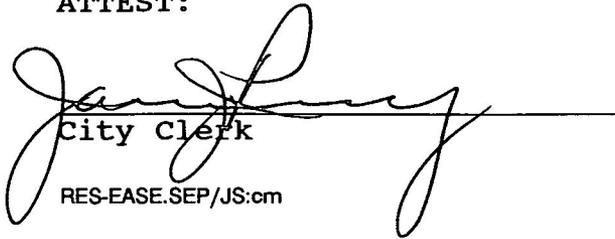
Section 2. The City Manager of the City of Kirkland is hereby authorized and directed to sign on behalf of the City of Kirkland a Quit Claim Deed substantially in the form attached to the original of this Resolution as Exhibit B and conveying all easement rights retained by the City of Kirkland at the time of vacation of the public right-of-way described in Ordinance 2368 to the vestee of said vacated right-of-way.

PASSED by majority vote of the Kirkland City Council in regular, open meeting this 3rd day of October, 1989.

Signed in authentication thereof this 3rd day of  
October, 1989.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk  
RES-EASE.SEP/JS:cm

250 Arctic Building  
700 Third Avenue  
Seattle, Washington 98104-1849

Filed for Record at Request of

AFTER RECORDING MAIL TO:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

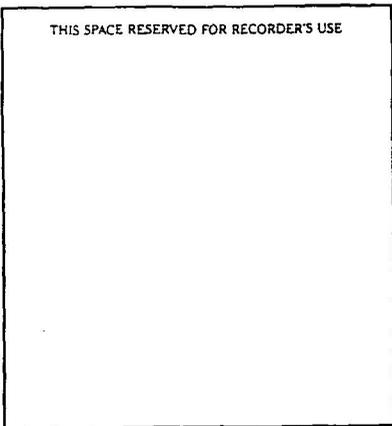


EXHIBIT "A"  
Quit Claim Deed

LPB 12

THE GRANTOR City of Kirkland

for and in consideration of

convey and quit claim to Vestees of the hereinafter described public right-of-way vacated by Ordinance 2368 of the City of Kirkland adopted 12/19/77 the following described real estate, situated in the County of King

State of Washington, including any interest therein which grantor may hereafter acquire.

That portion of 8th Street 80 foot right-of-way northerly of north right-of-way line of 11th Avenue in Supplemental Plat to Kirkland and that portion of 8th Street continuing into Lake Addition to Kirkland terminating on southerly right-of-way line of 12th Avenue, all being within NE 1/4 Section 5, Township 25, Range 5 W.M.; except the westerly 25 feet thereof for which the City shall retain and reserve an easement.

Dated this \_\_\_\_\_ day of  
City of Kirkland

By \_\_\_\_\_ (XXX)  
City Manager who is authorized by Kirkland  
Resolution R \_\_\_\_\_ (XXX)

STATE OF WASHINGTON }  
County of \_\_\_\_\_ } ss.

I certify that I know or have satisfactory evidence that \_\_\_\_\_

is the person who appeared before me, and said person acknowledged that \_\_\_\_\_ signed the instrument,

and acknowledged it to be \_\_\_\_\_ free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated \_\_\_\_\_

Notary Public in and for the State of Washington.

residing at \_\_\_\_\_

My appointment expires \_\_\_\_\_

NWTB

STATE OF WASHINGTON }  
County of \_\_\_\_\_ } ss.

I certify that I know or have satisfactory evidence that \_\_\_\_\_

is the person who appeared before me, and said person acknowledged that \_\_\_\_\_ signed the instrument,

on oath stated that \_\_\_\_\_ was authorized to execute the instrument and acknowledged it as the \_\_\_\_\_ of \_\_\_\_\_

\_\_\_\_\_

to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated \_\_\_\_\_

Notary Public in and for the State of Washington.

residing at \_\_\_\_\_

My appointment expires \_\_\_\_\_

472

250 Arctic Building  
700 Third Avenue  
Seattle, Washington 98104-1849

Filed for Record at Request of

AFTER RECORDING MAIL TO:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

THIS SPACE RESERVED FOR RECORDER'S USE

EXHIBIT "B"  
Quit Claim Deed

LPB 12

THE GRANTOR City of Kirkland

for and in consideration of

convey and quit claim to Vestees of the hereinafter described public right-of-way vacated by Ordinance 2896 of the City of Kirkland adopted 4/15/85 the following described real estate, situated in the County of King

State of Washington, including any interest therein which grantor may hereafter acquire.

All easement rights over the following pursuant property retained by the City of Kirkland at the time of adopting Ordinance #2896:

Those portions of 11th Avenue lying east of the eastern margin of 8th Street and west of the western margin of the Northern Pacific Railway Company right-of-way; together with those portions of an unnamed alley lying north of the north margin of 11th Avenue and lying west of the western margin of the Northern Pacific Railway Company right-of-way and lying east of the eastern side of Block 241, supplemental plat to Kirkland, according to Plat as recorded in Volume 8 of Plats, Page 5, in King County, Washington.

Dated this \_\_\_\_\_ day of  
City of Kirkland

By \_\_\_\_\_ (SIGNED)  
City Manager who is authorized by Kirkland  
Resolution R \_\_\_\_\_ (SIGNED)

STATE OF WASHINGTON }  
County of \_\_\_\_\_ } ss.

I certify that I know or have satisfactory evidence that \_\_\_\_\_

is the person who appeared before me, and said person acknowledged that \_\_\_\_\_ signed the instrument.

and acknowledged it to be \_\_\_\_\_ free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated \_\_\_\_\_

Notary Public in and for the State of Washington.

residing at \_\_\_\_\_

My appointment expires \_\_\_\_\_

STATE OF WASHINGTON }  
County of \_\_\_\_\_ } ss.

I certify that I know or have satisfactory evidence that \_\_\_\_\_

is the person who appeared before me, and said person acknowledged that \_\_\_\_\_ signed the instrument.

on oath stated that \_\_\_\_\_ was authorized to execute the instrument and acknowledged it as the \_\_\_\_\_ of \_\_\_\_\_

to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated \_\_\_\_\_

Notary Public in and for the State of Washington.

residing at \_\_\_\_\_

My appointment expires \_\_\_\_\_