

EAST WENATCHEE WATER DISTRICT

DOUGLAS COUNTY, WASHINGTON

RESOLUTION NO. 257

A RESOLUTION of East Wenatchee Water District, Douglas County, Washington, authorizing the sale of real property improved with a well to the Town of Rock Island; authorizing and directing the verification and filing of a petition under Chapter 39.33 R.C.W. relating to such conveyance; authorizing and directing counsel for the District to take all action necessary or convenient to effectuate such sale; and authorizing all other actions reasonable and necessary in connection with such sale.

WHEREAS, the District previously entered into an agreement dated June 17, 1976, entitled "Water System Maintenance Agreement" (the "1976 Agreement"), with the Town of Rock Island, Washington (the "Town"), as amended by an agreement dated July 14, 1977, entitled "Amended Water System Maintenance Agreement" (the "1977 Agreement") under which the parties agreed, in pertinent part, (i) that the District would provide necessary maintenance and upkeep of the Town's domestic water system, and (ii) that the District would upgrade the source of water supply for the Town to the extent that it would provide adequate domestic water to the users of the Town system; and

WHEREAS, pursuant to the 1976 and 1977 Agreements, the District acquired certain real property located in the vicinity of the Town and improved such real property with the installation of a well and related pumping devices which well upgraded the source of water supply to the Town; and

WHEREAS, the Town desires to operate its own domestic water supply system and to acquire the real property improved with the

well to facilitate operation of such system and to authorize all actions necessary or convenient to expedite and effectuate the transfer of the real property to the Town; NOW, THEREFORE,

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF EAST WENATCHEE WATER DISTRICT, DOUGLAS COUNTY, WASHINGTON, as follows:

Section 1. Board Findings. The Board of Commissioners of the East Wenatchee Water District hereby finds and determines that the real property improved with a well described in Exhibit A attached hereto and by this reference made a part hereof is surplus or excess to the future foreseeable needs of the District and that it is in the best interests of the residents of the Town and the District and the public interest generally and conducive to the public health, welfare and convenience that such property be conveyed to the Town.

Section 2. District Counsel. The law firm of Jeffers and Danielson, P.S., District Counsel, is hereby authorized and directed to take any and all actions necessary or convenient to effectuate the conveyance of the real property and the well including, without limitation, the filing of a verified petition on behalf of the District under Chapter 39.33 R.C.W. with the Superior Court for Douglas County.

Section 3. Petition. The Chairman of the Board of Commissioners is hereby authorized and directed to verify the petition under Chapter 39.33 R.C.W. to be filed with the Superior Court of Douglas County.

Section 4. Other Actions. The members of the Board of Commissioners and their agents and representatives are hereby authorized and directed to do all things reasonable and necessary to accomplish as expeditiously as possible the conveyance of the real property and the well in accordance with the order of the Superior Court for Douglas County.

Section 5. Effective Date. This resolution shall become effective immediately upon its passage.

ADOPTED at a (~~special~~)(regular) open public meeting of the Board of Commissioners of East Wenatchee Water District, Douglas County, Washington (of which notice had been given in the manner provided by law) this 8 day of December, 1978, and signed in authentication of its passage this 18 day of December, 1978.


Chairman of the Board of Commissioners


Commissioner


Commissioner

I, Paul Blanchard, Secretary of the Board of Water Commissioners of East Wenatchee Water District, Douglas County, Washington, hereby certify that the attached Resolution is a true and correct copy of Resolution No. 257, adopted on the 18th day of December, 1978 as that Resolution appears on the Minute Book of the Water District.

DATED this 18 day of December, 1978.



Secretary of
the Board of Water Commissioners

EXHIBIT A

JOHNSON - EAST WENATCHEE WATER DISTRICT LEASE
AGREEMENT

The easterly 470.0 feet of Lot 41 of the East Wenatchee Land Company's Plat of part of Section 20, T22N, R21E.W.M. According to the plat thereof recorded in Volume A of Plats, at Page 204.

EXCEPT that portion herein described.
Commencing at the N.E. Corner of said Lot 41, said point being the TRUE POINT OF BEGINNING; thence along the easterly line of said Lot 41, $S0^{\circ} 11' 45'' W$ 102.30 feet; thence $N78^{\circ} 41' 15'' W$ 478.99 feet; thence $N0^{\circ} 11' 45'' E$ 7.35 feet to the northerly line of said Lot 41; thence $N89^{\circ} 52' 45'' E$ 470.00 feet to the True Point of Beginning. All of said property being located in Douglas County, State of Washington.

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