

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

MOTION NO. 23-558

AUTHORIZING THE COUNTY EXECUTIVE TO SIGN A QUIT CLAIM DEED
TO THE STATE OF WASHINGTON, ACTING BY AND THROUGH ITS
DEPARTMENT OF TRANSPORTATION

WHEREAS, in 1991, the Federal Government appropriated funding under the 1991 Appropriation Act and funds under the 1991 Intermodal Surface Transportation Efficiency Act (ISTEA); and

WHEREAS, the Tulalip Tribes of Washington, a federally recognized Indian Tribe organized pursuant to Section 16 of the Indian Reorganization Act of 1934 as amended, hereinafter referred to as "TRIBES" was appropriated funding, for the 88th St N. E. Interchange on Interstate 5 (I-5); and

WHEREAS, on September 11, 1993, the State of Washington Department of Transportation by virtue of RCW 47.28.140, hereinafter called the "STATE" and the "TRIBES" entered into an agreement under GC 9584; and

WHEREAS, Agreement GC 9584, requires that the "TRIBES," and Snohomish County, hereinafter referred to as the "COUNTY", a political subdivision of the State of Washington entered into an Interlocal Agreement to engage the "COUNTY" to perform appraisal, acquisition and relocation for the 88th Street N.E. Interchange and frontage road for the project; and

WHEREAS, on September 15, 1993, Snohomish County Council passed Motion 93-315, approving an Interlocal Agreement and authorizing signature by the County Executive; and

WHEREAS, on September 22, 1993, the Interlocal Agreement between the "TRIBES" and the "COUNTY" was signed by both parties and recorded with the County Auditor under Auditor's File Number (AFN) 9309220594; and

WHEREAS, on February 14, 1995, the "TRIBES" conveyed to the "COUNTY" that portion of the east half of the northeast quarter of Section 20 Township 30 North, Range 5 East W.M, parcels 1-15001A and 1-15001B, lying northerly and easterly of a line described in the Statutory Warranty Deed recorded under AFN 9502210604; and

WHEREAS, the Interlocal Agreement dated September 15, 1993, requires that the "COUNTY" acquire the property in the name of the "STATE," however the property was acquired in the name of the "COUNTY"; and

WHEREAS, to remedy this oversight during the acquisition process, the “COUNTY” hereby conveys and quitclaims to the “STATE”, acting by and through its Department of Transportation, the property described on Exhibit A of the Quit Claim Deed, attached hereto;

NOW, THEREFORE ON MOTION, the Snohomish County Council hereby approves and authorizes the County Executive to sign the Quit Claim Deed to the State.


PASSED this 24th day of January, 2024.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington



Council Chair

ATTEST:



Deputy Clerk of the Council

EXHIBIT A

After recording return document to:

State of Washington
Department of Transportation
Real Estate Services Office
P O Box 47338
Olympia WA 98504-7338

Document Title: Quitclaim Deed

Reference Number of Related Document: N/A

Grantor: Snohomish County

Grantee: State of Washington, Department of Transportation

Legal Description: Ptn E $\frac{1}{2}$ NE $\frac{1}{4}$, Section 20, T30N, R5E, WM, Snohomish County

Additional Legal Description is on Page 4 of Document

Assessor's Tax Parcel Number: N/A; I-5 highway right of way: abuts (and was formerly portions of) 30052000100, 30052000100200, 30052000100400 and 30052000100500

QUITCLAIM DEED

In the matter of I-5/88th Street N.E. Intersection Right-of-Way Acquisition

CRP No. 93-455 / Federal Aid No. I-5-4 (50) 200 / Parcel Nos. 1-15001A, 1-15001B

(SR 5, Quilceda Creek to Portage Creek; Parcel 1-15001)

The Grantor, SNOHOMISH COUNTY, a political subdivision of the State of Washington, for and in consideration of the terms of Agreement GC9584 dated June 11, 1993 between the State of Washington, Department of Transportation and the Tulalip Tribes; and terms of Interlocal Agreement between Snohomish County and the Tulalip Tribes of Washington dated September 15, 1993, hereby conveys and quitclaims to the **STATE OF WASHINGTON, acting by and through its Department of Transportation**, Grantee, the following described real property, and any after acquired interest therein, situated in Snohomish County, in the State of Washington:

For legal description and additional conditions,
see Exhibit A attached hereto and made a part hereof.

It is understood and agreed that delivery of this deed is hereby tendered and that the terms and obligations hereof shall not become binding upon the State of Washington unless

QUITCLAIM DEED

and until accepted and approved hereon in writing for the State of Washington, by and through its Department of Transportation, by its authorized agent.

SNOHOMISH COUNTY, a political
subdivision of the State of Washington

By: _____
DAVE SOMERS, County Executive

Date: _____

Approved as to form:

 11/14/23
Deputy Prosecuting Attorney

Accepted and Approved

STATE OF WASHINGTON,
Department of Transportation

By: _____
Synthia Armstrong, Northwest Region
Real Estate Services Manager,
Authorized Agent

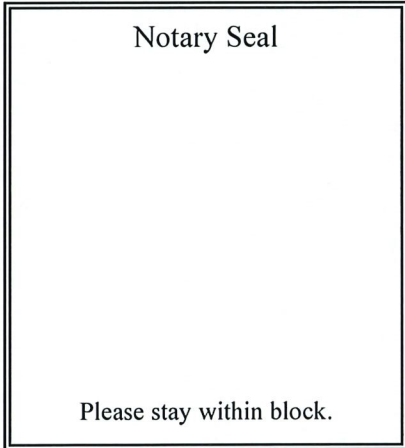
Date: _____

QUITCLAIM DEED

STATE OF WASHINGTON)
 : §
COUNTY OF SNOHOMISH)

On this _____ day of _____, 2023, before me personally appeared DAVE SOMERS, to me known to be the County Executive that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act of said County, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument by Motion of the Snohomish County Council and the seal affixed is the official seal of said County.

GIVEN under my hand and official seal the day and year last above written.



Notary (print name) _____
Notary Public in and for the State of Washington,
residing at _____
My commission expires _____

QUITCLAIM DEED

EXHIBIT A

That portion of the east half of the northeast quarter of Section 20, Township 30 North, Range 5 East, W.M., in Snohomish County, Washington, lying northerly and easterly of a line described as follows:

Beginning at the west margin of the right-of-way of State Route 5, as shown on Sheet 5 of 18 of the Right-of-Way Plan of SR 5, Quilceda Creek to Portage Creek on file with the State of Washington Department of Transportation District 1 Headquarters, at a point opposite Engineer Station (hereinafter referred to as ES) 126+99;
thence westerly perpendicular to said centerline of SR 5 to a point 195 feet from said centerline;
thence northwesterly to a point opposite ES 132+61.39 and 405 feet left therefrom;
thence westerly to a point opposite ES 133+04.43 and 565 feet left therefrom;
thence northerly to a point opposite ES 134+54.41 and 565 feet left therefrom;
thence easterly to a point opposite ES 134+91.43 and 405 feet left therefrom;
thence northeasterly to a point opposite ES 139+64 and 150 feet left therefrom, also being on the west margin of said SR 5, and the end of this line description.

Also, the Grantor herein conveys and grants to the State of Washington all rights of ingress and egress (including all existing, future or potential easements of access, light, view and air) to, from and between the public right-of-way and the above-described parcel abutting thereon, excepting therefrom 40 feet on each side of centerline shown on said Right-of-Way Plan as the westerly extension of 88th Street NE.

The lands herein described contain an area of 5.360 acres, more or less, the specific details concerning all of which are to be found on sheets 5 and 6 of that certain plan entitled SR 5, Quilceda Creek to Portage Creek, now of record and on file in the office of the Secretary of Transportation at Olympia, and bearing date of approval September 7, 1966, revised August 24, 2018 for sheet 5 and revised May 6, 1994 for sheet 6.

Grantor's Initials