

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF WHATCOM COUNTY
WATER DISTRICT NO. 8, WHATCOM COUNTY, WASHINGTON APPLYING
FOR CERTAIN REAL PROPERTY DECLARED SURPLUS BY THE UNITED STATES.

WHEREAS, certain real property owned by the United States, located in the County of Whatcom, State of Washington, has been declared surplus and is subject to assignment for public health purposes by the Secretary of Health and Human Services, under the provisions of Section 203 (k) (1) of the Federal Property and Administrative Services Act of 1949 (63 Stat. 377), as amended, and rules and regulations promulgated pursuant thereto, more particularly described as follows:

Parcel 7

That protion of the Northwest quarter southeast quarter Section 31, Township 40 north, Range 1 East W.M. Whatcom County, Washington described as follows:

Beginning at the southwest corner of said northwest quarter southeast quarter; thence south $87^{\circ}46'11''$ east 622.59 feet along the south line thereof; thence north $01^{\circ}48'32''$ east 276.99 feet; thence $N 66^{\circ}01'18''$ west 289.22 feet; thence north $87^{\circ}46'11''$ west 354.75 feet; thence south $01^{\circ}48'32''$ west 384.16 feet to the true point of beginning.

TOGETHER WITH improvements located thereon.

TOGETHER WITH the rights of ingress and egress over the existing access road which crosses the SW quarter NE quarter and the NW quarter SE quarter of Section 31, Township 40 N, Range 1E., W.M., Whatcom County, Washington, formerly known as the Blaine Air Force Station. Said road runs north and south through the property and connects with Alderson County Road;

TOGETHER WITH those waterlines, sewerlines, steamlines, oil lines, gaslines, electric lines, poles, transformers and any other utility lines as now located in, upon, over and under all that portion of the above described property. AND the right of the grantee to jointly use, operate, maintain, and repair, with others, all such water, sewer, oil, steam, gas and electric lines, electric transformers and utility poles as now located in, upon, over, and under the SW quarter NE quarter and the NW quarter SE quarter of Section 31, Township 40 N, Range 1 E, W.M., Whatcom County, Washington, formerly known as the Blaine Air Station.

SUBJECT TO the right of the telephone company to attach its lines to existing utility poles.

SUBJECT TO joint use, operation, maintenance and repair of all existing utility systems with other grantees, acquiring portions of the former Blaine Air Force Station.

SUBJECT TO existing easements for public roads and highways, public utilities, railroads and pipelines, and other easements of record.

The Grantee, by acceptance of this deed, covenants that it will take no action which will disrupt any utility service without first securing the permission of and advising other grantees acquiring portions of the former Blaine Air Force Station and being served by the aforementioned utility systems.

AND

Parcel 8

A parcel of land in the west half of the northeast quarter of Section 4, Township 39 north, Range 1 east of the W.M., Whatcom County, Washington, EXCEPTING THEREFROM the Ferndale-Blaine Road and the southerly 30 rods thereof, said parcel being described as follows:

Commencing at the north quarter corner of said Section 4, thence south $0^{\circ}47'50''$ west 30.00 feet to the south line of said Ferndale-Blaine Road; thence west 30.00 feet; thence south $0^{\circ}47'50''$ west 1574.90 feet; thence along a 100 foot radius curve to the left through a central angle of $90^{\circ}47'50''$ for a distance of 158.47 feet; thence east 119.10 feet to the true point of beginning; thence north 40.00 feet; thence east 182.00 feet; thence south $54^{\circ}47'00''$ east 104.04 feet; thence east 153.00 feet; thence south 320.00 feet; thence west 420.00 feet; thence north 340.00 feet to the true point of beginning.

The bearings are referred to the State Plane Coordinate System (Washington North Zone) with a correction factor of $1^{\circ}23'$ to obtain true bearings.

TOGETHER WITH peretual and assignable easements described as follows:

Tract 200E

A parcel in the west half of the northeast quarter of Section 4, Township 39 North, Range 1 East of the Willamette Meridian, Whatcom County, Washington, EXCEPTING THEREFROM the Ferndale-Blaine Road and the Southerly 30 rods thereof, said parcel being described as a strip 60 feet wide, 30 feet on each side of centerline, which commences at the north quarter corner of said Section 4; and runs thence south $0^{\circ}47'50''$ west 30.00 feet to the south line of the said Ferndale-Blaine Road; thence west 30.00 feet; thence south $0^{\circ}47'50''$ west 1574.90 feet; thence along a 100 foot radius curve to the left, through a central angle of $45^{\circ}26'50''$, for a distance of 79.32 feet to a point on the west line of the said northeast quarter of Section 4 and the true point of beginning; thence continuing in said curve to the right, through a central angle of $45^{\circ}21'00''$, for a distance of 79.15 feet; thence east 119.10 feet, the sidelines of said strip at the point of beginning being lengthened or shortened to intersect the said west line of the northeast quarter.

The bearing are referred to the State Plane Coordinate System (Washington North Zone) with a correction factor of $1^{\circ}23'$ to obtain true bearings.

The easements and rights hereby granted include perpetual and assignable easements and rights of way to locate, construct, operate, maintain, repair, patrol, and remove overhead electric power and telephone lines and an underground water pipeline, and to locate, construct, operate, maintain and repair a roadway in, upon, over and across the above described tract, together with the right to trim, cut, fell, and remove therefrom all trees, underbrush and obstructions, and any other vegetation, structures, or obstacles within the limits of the rights of way; subject, however, to existing easements for public roads, public highways, public utilities, railroads and pipelines, and to reservations, exceptions and any other outstanding rights contained in or referred to in patents issued by the United States; reserving, however, to the Grantors, their heirs, exucators, administrators and assigns, all right, title, interest and privilege as may be exercised and enjoyed without interference with or abridgement of the easements and the rights hereby granted, including the use of the surface of said tract as access to their adjoining land.

AND

Tract 201E

A parcel in the east half of the east half of the northwest quarter of Section 4, Township 39 North, Range 1 East of the Willamette Meridian, Whatcom County, Washington, said parcel being a strip 60 feet wide, 30 feet on each side of a center line described as beginning in the south line of the Ferndale-Blaine Road at a point 30.00 feet west and 30.00 feet south of the north quarter corner of said Section 4; and running thence south $0^{\circ}47'50''$ west 1574.90 feet; thence along a 100 foot radius curve to the left, through a central angle of $45^{\circ}26'50''$ for a distance of 79.32 feet, more or less, to terminate at a point on the east line of the said northwest quarter of Section 4: the sidelines of said strip at the point of termination being lengthened or shortened to intersect the said east line of the northwest quarter.

The bearing are referred to the State Plane Coordinate System (Washington North Zone) with a correction factor of $1^{\circ}23'$ to obtain true bearings.

The easements and rights hereby granted include perpetual and assignable easements and rights of way to locate, construct, operate, maintain, repair, patrol and remove overhead electric power and telephone lines, and an underground water pipeline, and to locate, construct, operate, maintain and repair a roadway in, upon, over and across the above described tract, together with the right to trim, cut fell, and remove therefrom all trees, underbrush and obstructions, and any other vegetation, structure, or obstacles within the limits of the rights of way; subject, however, to existing easements for public roads, public highways, public utilities, railroads and pipelines, and to reservations, execptions and any other outstanding rights contained or referred to in patents issued by the United States; reserving, however, to the Grantors, their heirs, executors, administrators and assigns, all right, title, interest and privilege as may be exercised and enjoyed without interference with or abridgement or the easements and rights hereby granted, including the use of the surface of said tract as access to their adjoining land.

Exhibits

Exhibit A - Drawing - Blaine Air Force Station Parcel 7

Exhibit B - Drawing - Parcel 8

WHEREAS, Whatcom County Water District No. 8 needs and can utilize said property for public health purposes in accordance with the requirements of said Act and the rules and regulations promulgated thereunder of which this Board is fully informed, including commitments regarding use and time within which such use shall commence.

NOW, THEREFORE, BE IT RESOLVED, the Whatcom County Water District No. 8 shall make application to the Secretary of Health and Human Services for and secure transfer to it of the above-mentioned property for said use upon and subject to such exceptions, reservations, terms, covenants, agreements, conditions, and restrictions as the Secretary of Health and Human Services, or his authorized representative, may require in connection with the disposal of said property under said Act and rules and regulations issued pursuant thereto; and

BE IT FURTHER RESOLVED, that Whatcom County Water District No. 8 has legal authority, is willing and is in a position financially and otherwise to assume immediate care and maintenance of the property, and that William O. Vogt, President of the Board, be and is hereby authorized, for and on behalf of the Whatcom County Water District No. 8 to do and perform any and all acts and things which may be necessary to carry out the foregoing resolution, including the preparing, making and filing of plans, applications, reports, and other documents, the execution, acceptance, delivery, and recordation of agreements, deeds, and other instruments pertaining to the transfer of said property, and the payment of any and all sums necessary on account of the purchase price thereof fees (including the service charge, if any, assessed by the State Agency for Surplus Property), or costs incurred in connection with the transfer of said property for surveys, title searches, appraisals, recordation of instruments, or escrow costs, together with any payments by virtue of nonuse or deferral of use of the property. If the applicant is unable to place the property into use within the time limitations indicated below (or determines that a deferral of use should occur), it is understood that the Whatcom County Water District No. 8 will pay to the Department for each month of nonuse beginning 12 months after the date of the deed, or 36 months where construction or major renovation is contemplated, the sum of 1/360 of the then market value for each month of nonuse.

If the application is approved, a copy of the application and standard deed conditions will be filed with the permanent minutes of the Board.

ADOPTED at a meeting of the Board of Commissioners of Whatcom County Water District No. 8, Whatcom County, Washington, held on the 3rd day of NOVEMBER, 1981.

C. R. O'Connor

Gordon Sullivan, Sr.

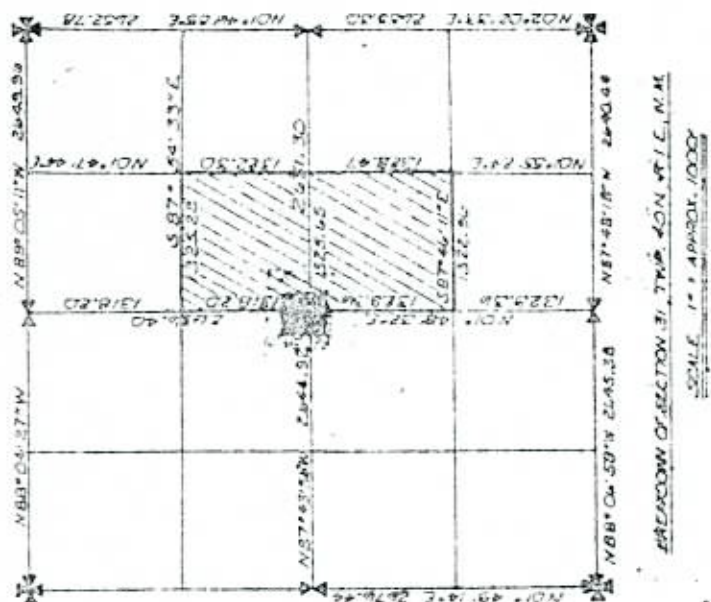
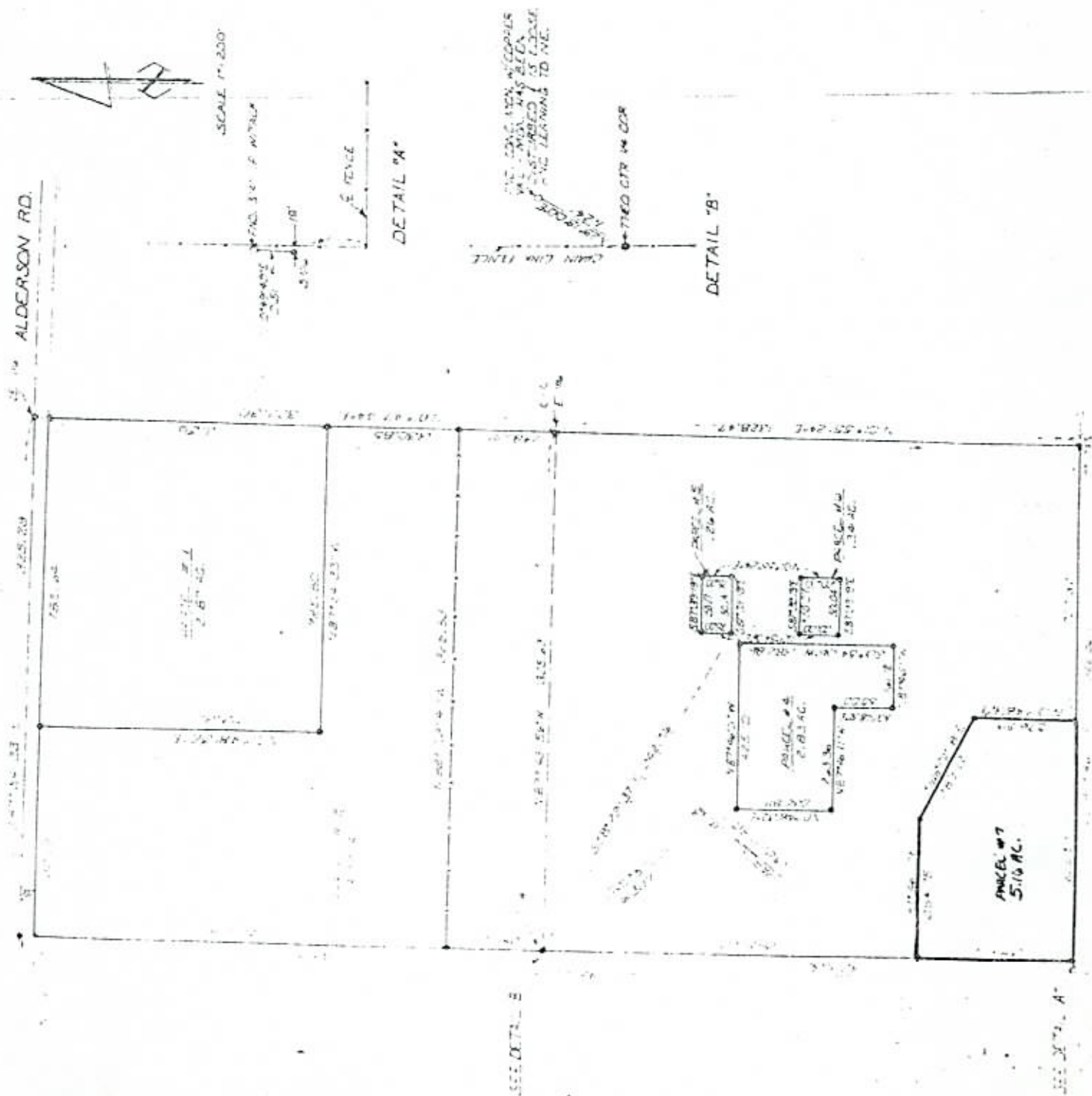
ATTEST:

Gordon Sullivan, Sr.
SECRETARY

I, GORDON SULLIVAN, SR., secretary of the Board of Commissioners of Whatcom County Washington, Water District No. 8, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution No. 381 of said Board of Commissioners, passed at a regular meeting thereof held on the 3rd day of NOVEMBER, 1981.

Gordon Sullivan, Sr.
GORDON SULLIVAN SR., Secretary

EXHIBIT A



NOTES:

BASIS OF BEARINGS: WASHINGTON STATE PLANE COORDINATE SYSTEM,
 NORTH ZONE, N-S CENTERLINE SEC. 31 PER
 URS ENGINEERS SURVEY

MECHANISM OF ACTION IN TROPICAL DISEASE, N. M.

Q241.E 100 4932R, 10002

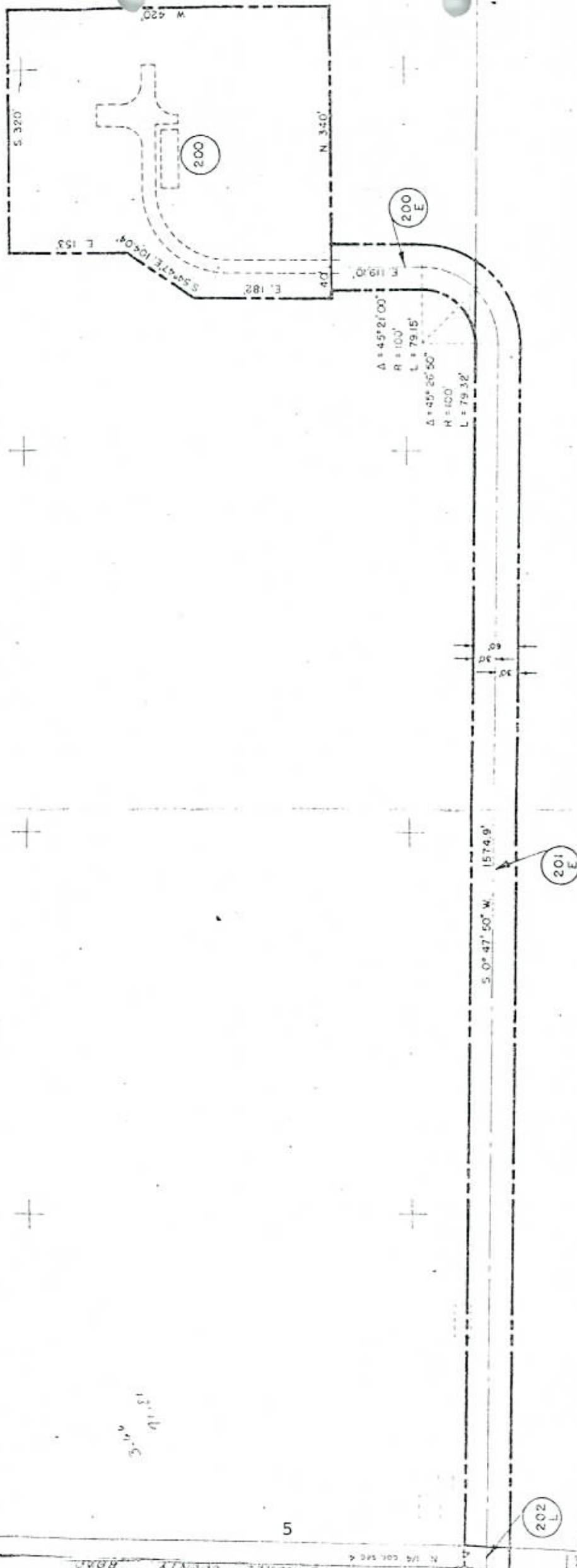
EXHIBIT B

000,669 N

000,669,500

N 700,000

N 700,500



NOTE:

The boundary of this installation was compiled from actual surveys, recorded plats and deed descriptions.

Bearings are based on Lambert Grid Projection for Washington, North Zone.