After Recording Return To:
City of Colville
City Clerk
170 South Oak
Colville, WA 99114

ORDINANCE NO. 1434 N.S.

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF THAT CERTAIN TERRITORY LYING AND BEING CONTIGUOUS TO THE CITY OF COLVILLE, IN STEVENS COUNTY, STATE OF WASHINGTON, AS DESCRIBED HEREIN (AVISTA, HAWKINS, FORT COLVILLE GRANGE)

WHEREAS, the Colville City Council approved a Notice of Intent to Commence Annexation submitted by the owners of not less than 10% of the assessed valuation of the territory at a regular Council meeting on August 25, 2009; and

WHEREAS, a sufficient percentage of the owners of the property lying and being within the hereinafter described property have petitioned for the annexation of said territory to the City of Colville; and

WHEREAS, the proposed annexation is located within the City of Colville's adopted Urban Growth Area; and

WHEREAS, annexation within the Urban Growth Area is consistent with the policies and requirements of the Washington State Growth Management Act; and

WHEREAS, on March 9, 2010, the City Council held a public hearing to consider annexation of the property and is favorable to the annexation of said property.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COLVILLE do hereby ordain as follows:

SECTION 1

That the area and territory lying and being within the following described real estate, situated in Stevens County, Washington, and by this reference incorporated herein, shall be and is hereby annexed to the City of Colville, Washington, and shall be and become a part of said City.

Assessor's Tax Parcel No. 2242437

A parcel of land in the East Half of the Northeast Quarter (E½ NE¼) of Section Ten (10), Township Thirty-five (35) North, Range Thirty-Nine (39) East, W.M., more particularly described as follows:

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Beginning at the Northeast corner of said Section 10, being a 1½ " iron pipe; thence South 89°17'04" West, 1395.84 feet along the Northerly line of said Section 10 to the East 1/16 corner, being a ¾" iron pipe; thence South 1°06'41" East, 1097.23 feet along the West line of the E½ NE¼ to the True Point of Beginning; thence continuing South 1°06'41" East, 970.00 feet; thence North 88°53'19" East, 449.07 feet; thence North 1°06'41" West 970.00 feet; thence South 88°53'19" West, 449.07 feet to the True Point of Beginning. Containing 10.00 acres, more or less.

TOGETHER WITH:

A portion of Assessor's Tax Parcel No. 2237600

All that portion of the East Half of the Northeast Quarter of Section 10, Township 35 North, Range 39 East, W.M., containing approximately 4 acres, more particularly described as follows:

Beginning at the Southwest corner of the East Half of the Northeast Quarter of said Section, also being known as the Center-East 1/16 corner;

Thence North along the West line of the Southwest corner of that parcel conveyed to Washington Water Power Company, as described in Recording Number 9402861, Stevens County Records;

Thence East along the South line of said parcel to the Southeast corner thereof;

Thence South along a Southerly extension of the East line of said Washington Water Power Company parcel to a point on the South line of the Northeast Quarter of said Section;

Thence West along said South line to the Point of Beginning;

EXCEPTING THEREFROM that parcel conveyed to Fort Colville Grange as described in Book 105, Page 442, Stevens County Records.

FURTHER EXCEPTING roads. Situated in the County of Stevens, State of Washington.

TOGETHER WITH:

Assessor's Tax Parcel No. 2240600

A tract of two acres described as follows:

Beginning at the Southwest corner of the SE¼ of the NE¼, Sec. 10, Twp. 35 N, Range 39 E., W.M., running thence East along the South line of the SE¼ of the NE¼ of said Section; 230.0 feet; thence North, parallel with the West line of the SE¼ of NE¼ of said Section 378.78 feet; thence West, parallel with the South line of the SE ¼ of NE ¼ of said Section, 230.0 feet to the West line of the SE¼ of NE¼ of said Section; thence South along said West line for a distance of 378.78 feet to the Point of Beginning.

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TOGETHER WITH:

That part of State Route 20 within the right of way and DeGrief Road as shown on the attached 'Map A' hereby incorporated for reference.

SECTION 2

That all said land as described herein shall be zoned in a manner consistent with the City of Colville Comprehensive Plan land use designations for lands within the Urban Growth Area and, therefore, parcel #2242437 and parcel #2240600 shall have a 'General Commercial' zoning designation and, whereas, the described portion of parcel #2237600 shall have a 'General Commercial' zoning designation upon the effective date of this ordinance.

SECTION 3

That the above-described property shall be assessed and taxed the same rate and on the same basis as other property within the City of Colville assessment of taxes of all or any portion of the outstanding indebtedness of the City contracted or incurred prior to , or existing on, the date of the annexation.

SECTION 4

That the City Clerk is requested to file a certified copy of this ordinance and map with the Stevens County Commissioners, Stevens County Assessor, Stevens County Auditor, and shall file a certificate of population with the Office of Financial Management.

SECTION 5

The above annexation is conditioned upon Avista Corporation transferring to the City of Colville within 5 days of the signing of this ordinance and prior to the expiration of the five day period in Section 6, a Special Warranty Deed that transfers to the City of Colville a parcel of land thirty feet (30') in width recently acquired by Avista Corporation from Velmer and Barbara Hawkins. The Warranty Deed shall be for the following described parcel of land:
Parcel: (pt 2237600)
The West 30.00 feet of the SE1/4 of the NE1/4 of Section 10, Township 35 North, Range 39 East, W.M., in Stevens County, Washington.
EXCEPT beginning at the Southwest corner of the SE1/4 of the NE1/4 of said Section 10; thence East along the South line of said SE1/4 of the NE1/4, 230.00 feet; thence North, parallel with the West line of said SE1/4 of the NE1/4, 378.78 feet; thence West, parallel with the South line of said SE1/4 of the NE1/4, 230.00 feet to the West line of said SE1/4 of the NE1/4; thence South along said West line 378.78 feet to the Point of Beginning;
AND EXCEPT Lot 1 of Short Plat No. SP 25-94, located in the NE1/4 of Section 26, Township 35 North, Range 39 East, W.M., according to plat thereof recorded August 22, 1997, under Auditor's File No. 9708426.
SUBJECT TO:
1. Reserving unto the prior Grantors Velmer D. Hawkins and Barbara M. Hawkins a road easement for ingress, egress and utilities described as the North 30 feet of the above parcel conveyed herein.
2. Also easements, restrictions, covenants and condition of record.

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SECTION 6

This ordinance shall take effect and be in force five (5) days from its passage, approval and publication. PASSED and adopted by the City Council of the City of Colville, Washington the 9th day of March, 2010.

MAYOR RICHARD NICHOLS

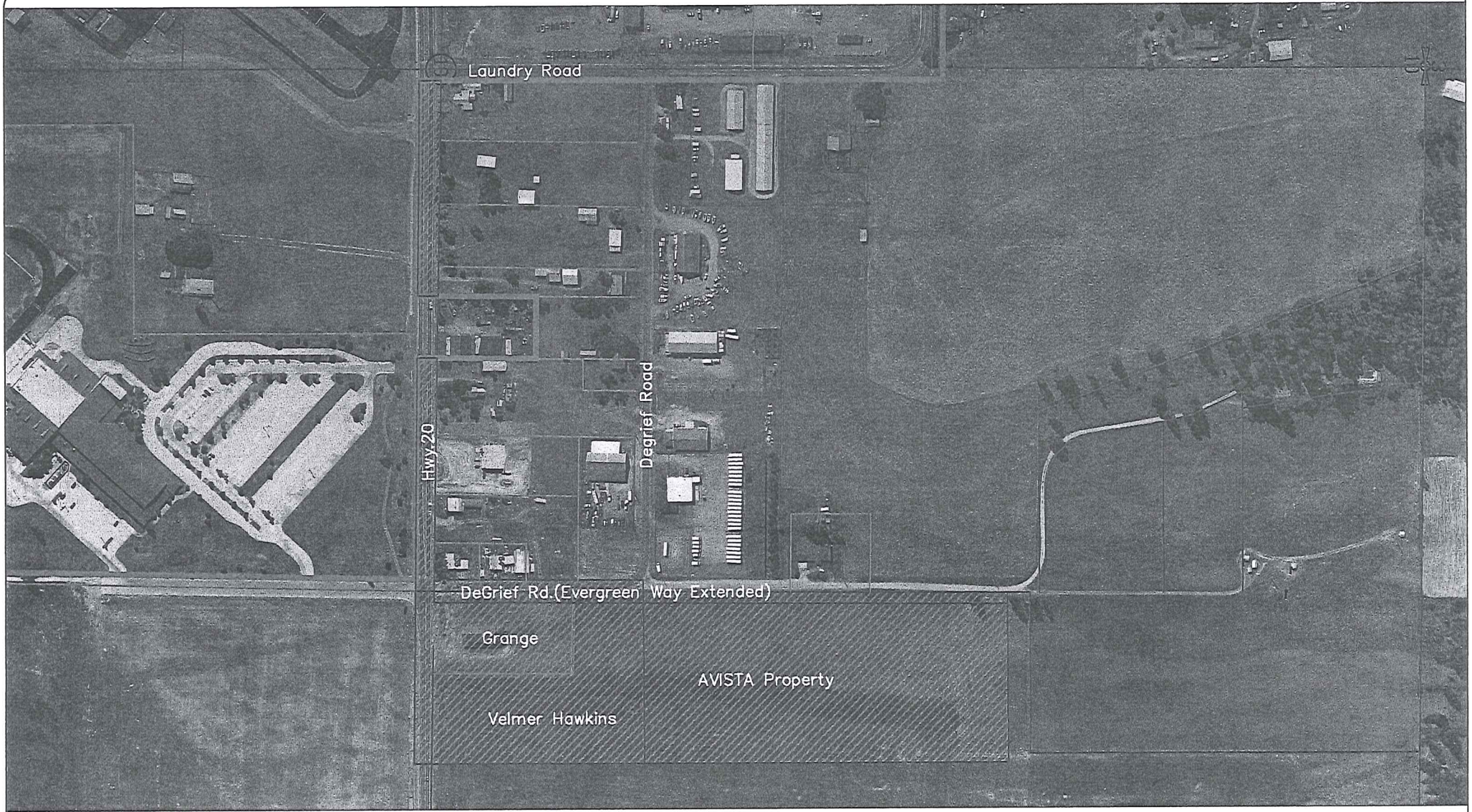
Attest:
Holly Pannell, CMC, PFO, City Clerk/
Human Resources Manager

Approved as ~~to form:~~

City Attorneys McGrane and Schuerman

OrdAvistaAnnex

MAP A



SHEET	SCALE: As Shown DRAWN: RLF DESIGN: RLF CHECKED: JL APPROVED: JL PROJECT: SK10030901 DATE: Mar 9, 2010
1 1 OF 1	
SK10030901	

City of Colville
170 S. Oak St., Colville, WA. 99114

AVISTA Annexation
at DeGrief Road

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