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LINCOLN COUNTY, WASHINGTON

SHELLY JOHNSTON, AUDITOR

RECORDED AT THE REQUEST OF:

TOWN OF WILBUR
P.O. BOX 214
Wilbur, WA 99185-0214

AMENDED ANNEXATION ORDINANCE

RESPONSIBLE AGENCY: TOWN OF WILBUR, a municipal corporation

LEGAL DESCRIPTION: Portions of the Southwest Quarter of Section 12, the Northwest Quarter of Section 13; the East Half of Section 14, Township 26 North, Range 32 East, Willamette Meridian, Lincoln County, Washington.

Subject to all easements and rights of way of record or appearing on said parcels.

ASSESSOR'S PROPERTY TAX PARCEL NUMBER:

REFERENCE NUMBERS OF DOCUMENTS ASSIGNED OR RELEASED: N/A

NATURE OF DOCUMENT: Amended Annexation Ordinance

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COPY

TOWN OF WILBUR
ORDINANCE NO. 509

An ordinance of the Town of Wilbur, Washington amending Ordinance 492 annexing certain legally described property into the Town of Wilbur for municipal purposes; and providing for the effective date thereof.

WHEREAS, the Town of Wilbur owns and operates a municipal airport on property in the Northeast quarter of Section 14 of Township 26 North, Range 32 East, Willamette Meridian, Lincoln County, Washington; and

WHEREAS, the Town annexed a certain part of said property by Ordinance 275, passed by the Town Council in 1994; and

WHEREAS, since that time the Town has acquired additional property adjacent to the land annexed by Ordinance 275 and has expanded the operation of the airport onto said property; and

WHEREAS, the Town Council passed Ordinance 494 purporting to annex all the property owned and used for the operation of the airport, unaware that the a portion of said property had already been annexed to the Town by Ordinance 275; now therefore

THE TOWN COUNCIL OF THE TOWN OF WILBUR DO ORDAIN AS FOLLOWS:

SECTION 1. The property description of the territory annexed for municipal purposes to and made a part of the Town of Wilbur, Washington, set forth in Ordinance 494, Exhibit A, is hereby amended to omit the property previously annexed by Ordinance 275 and to contain the territory which is legally described in Exhibit A, attached hereto and incorporated by reference as if fully set forth herein.

SECTION 2. In all other respects the provisions of Ordinance 494 shall remain in full force and effect

.

SECTION 3. The Town Clerk shall cause notice of the annexation of this property to be made to the appropriate offices of the State of Washington and Lincoln County.

SECTION 4. Effective Date. This ordinance shall be full force and five (5) days from and after passage, approval and publication.

PASSED this 7th day of July, 2010.

FOR:
AGAINST:

Robert Wyborney, Mayor

ATTEST:

Carla J. Shirley, Clerk/Treasurer

APPROVED AS TO FORM:

Cynthia E. McMullen, Town Attorney

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PARCEL A

That portion of the Northwest Quarter of Section 13 and the Southwest Quarter of Section 12, Township 26, Range 32 East, Willamette Meridian, lying between the east right-of-way of Wilbur Airport Road, County Road No. 4341; the South right-of-way of Donna Road, County Road No. 4339, as re-aligned and dedicated by Resolution 2451 passed and adopted May 15, 2006 and recorded in the Lincoln County Procedures Book Y-2006 at pages 895-6, and the South right-of way of vacated Donna Road, County Road No.4339, as it existed prior to the realignment and dedication by Resolution 2448, passed and adopted May 15, 2006 and recorded the Lincoln County Procedures Book Y-2006 at pages 908-9, in the County of Lincoln, State of Washington.

PARCEL B

That part of the Northwest Quarter of Section 13, Township 26 North, Range 32 East, Willamette Meridian, Lincoln County, Washington, more particularly described as follows:

Commencing at the northwest corner of said Northwest Quarter; thence North 88°48'29" East, basis of bearing, along the north line of said Section 13, a distance of 1,331.36 feet; thence South 00°43'20" East, a distance of 30.00 feet to the POINT OF BEGINNING on the south right of way of Donna Road; thence North 88°48'29" East, along said south right of way, a distance of 231.06 feet; thence South 36°19'28" West, a distance of 185.72 feet; thence South 90°00'00" West, a distance of 119.17 feet; thence North 00°43'20" West, a distance of 144.84 feet to the POINT OF BEGINNING.

Containing 0.589 acres, more or less.

SUBJECT TO: Existing rights-of-way and easements of record and or appearing on said above described parcel.

PARCEL C

That part of the Northwest Quarter of Section 13 and the Northeast Quarter of Section 14, Township 26 North, Range 32 East, Willamette Meridian, Lincoln County, Washington, more particularly described as follows:

Commencing at the northwest corner of said Northwest Quarter; thence North 88°48'29" East, basis of bearing, along the north line of said Section 13, a distance of 1,585.21 feet; thence South 36°19'28" West, a distance of 1,615.35 feet; thence South 54°17'19" East, a distance of 38.07 feet; thence South 35°42'41" West, a distance of 560.00 feet; thence North 54°17'19" West, a distance of 44.06 feet to the POINT OF BEGINNING; thence South 36°19'28" West, a distance of 1,208.83 feet to the south line of said Northeast Quarter; thence South 89°02'36" West, along said south line, a distance of 78.50 feet; thence North 35°42'43" East, a distance of 1,255.64 feet; thence South 54°17'19" East, a distance of 75.89 feet to the POINT OF BEGINNING.

Containing 1.961 acres, more or less.

SUBJECT TO: Existing rights-of-way and easements of record and or appearing on said above described parcel.

PARCEL D

That part of the Northeast Quarter and the Southeast Quarter of Section 14, Township 26 North, Range 32 East, Willamette Meridian, Lincoln County, Washington, more particularly described as follows:

Commencing at the northeast corner of said Northeast Quarter; thence North 88°48'29" East, basis of bearing, along the north line of Section 13, Township 26 North, Range 32 East, Willamette Meridian, Lincoln County, Washington, a distance of 1585.21 feet; thence South 36°19'28" West, a distance of 1,615.35 feet; thence South 54°17'19" East, a distance of 38.07 feet; thence South 35°42'41" West, a distance of 560.00 feet; thence North 54°17'19" West, a distance of 44.06 feet; thence South 36°19'28" West, a distance of 1,208.83 feet to the POINT OF BEGINNING on the south line of said Northeast Quarter; thence North 89°02'36" East, a distance of 429.88 feet to the northwesterly right of way of the Burlington Northern Railroad; thence South 50°04'55" West, along said northwesterly right of way, a distance of 2,538.19 feet; thence North 53°40'32" West, a distance of 493.44 feet; thence North 42°02'06" East, a distance of 1155.74 feet; thence North 53°40'32" West, a distance of 380.00 feet; thence North 36°19'28" East, a distance of 1700.03 feet to a point on the west line of the East 879.00 feet of said Northeast Quarter; thence South 00°42'53" East, along said west line, a distance of 589.65 feet; thence South 35°42'50" West , a distance of 675.06 feet to the south line of said Northeast Quarter; thence South 05°02'07" East, a distance of 215.02 feet; thence South 38°27'12" East, a distance of 477.75 feet; thence North 35°42'43" East, a distance of 739.95 feet to the south line of said Northeast Quarter; thence North 89°02'36" East, along said south line, a distance of 78.50 feet to the POINT OF BEGINNING.

Containing 38.163 acres, more or less.

SUBJECT TO: Existing rights-of-way and easements of record and or appearing on said above described parcel.

PARCEL E

That part of the East 879.00 feet of the Northeast Quarter of Section 14 and the Northwest Quarter of Section 13, Township 26 North, Range 32 East, Willamette Meridian, Lincoln County, Washington, more particularly described as follows:

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Commencing at the northwest corner of said Northwest Quarter; thence North 88°48'29" East, basis of bearing, along the north line of said Northwest Quarter, a distance of 623.36 feet; thence South 35°42'50" West, a distance of 37.52 feet to the south right of way of Airport Access Road; thence continuing South 35°42'50" West, a distance of 105.79 feet; thence South 88°48'29" West, a distance of 112.30 feet; thence South 35°42'50" West, a distance of 500.00 feet; thence North 88°48'29" East, a distance of 200.00 feet; thence South 35°42'50" West, a distance of 2,034.33 feet to a point on the west line of the East 879.00 feet of said Northeast Quarter, being the POINT OF BEGINNING;
thence North 00°42'53" West, along said west line, a distance of 589.65 feet; thence North 36°19'28" East, a distance of 693.31 feet; thence South 52°13'57" East, a distance of 342.98 feet; thence South 35°42'50" West, a distance of 1,155.41 feet to the POINT OF BEGINNING.

Containing 7.372 acres, more or less.

PARCEL F

That portion of the Southwest quarter of the Southwest quarter of Section 12, Township 26 North, Range 32 East, W.M., in Lincoln County, State of Washington described as follows:

Commencing at the Southwest corner of said Section 12; thence North 00° 43' 02" East along the west line of said southwest quarter of Section 12, a distance of 30.00 feet to the north right of way line of County road # 4344; thence South 88° 50' 45" East along said north right of way line of County road # 4344, a distance of 410.12 feet to the true Point of Beginning; thence North 37° 10' 32" East, a distance of 359.26 feet; thence North 87° 19' 45" East, a distance of 77.72 feet to the westerly right of way line of Airport Road, also known as County road # 4341; thence South 11° 42' 01" West along said westerly road right of way line, a distance of 300.84 feet to the intersection with the north right of way line of County road # 4344; thence North 88° 50' 45" West along said north road right of way line, a distance of 233.76 feet to the Point of Beginning.

Subject to all existing encumbrances, including easements, restrictions and reservations, if any.

EXHIBIT A

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