

**STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES
BOARD OF NATURAL RESOURCES**

FIRST AMENDMENT TO RESOLUTION NO. 1486

AN AMENEDMENT TO RESOUTION NO. 1486 approved September 6, 2016, transferring escheated property held for the benefit of the permanent Common School Fund as authorized by RCW 79.17.200 & 79.11.340 under Department of Natural Resources Land Transaction File No.02-093922.

WHEREAS Resolution No. 1486 Subsection 5B directed that proceeds from the direct transfer of escheated land would be deposited in the real property replacement account;

WHEREAS Article 9, Section 3 of the Constitution of the State of Washington provides that the proceeds of the land and other property reverting to the state by escheat be deposited in the permanent common school fund;


**BE IT RESOLVED BY THE BOARD OF NATURAL RESOURCES,
DEPARTMENT OF NATURAL RESOURCES, STATE OF WASHINGTON, THAT:**

SECTION 1. Subsection 5B of the September 6, 2016 Resolution No. 1486 be deleted and replaced with the following:

- B. In accordance with Article 9, Section 3 of the Constitution of the State of Washington, deposit \$5,000 into the permanent common school fund.

APPROVED AND ADOPTED by the Board of Natural Resources, Department of Natural Resources, State of Washington, this 4th day of October, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Commissioner of Public Lands.



PETER GOLDMARK
Commissioner of Public Lands

Approved as to form this 16th
day of September, 2016.



Assistant Attorney General



Exhibit to Amendment of Resolution No. 1486

**STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES
BOARD OF NATURAL RESOURCES**

RESOLUTION NO. 1486

A **RESOLUTION** relating to the transfer and replacement of Common School Trust property as authorized by RCW 79.17.200 & 79.11.340 under Department of Natural Resources Land Transaction File No.02-093922.

**BE IT RESOLVED BY THE BOARD OF NATURAL RESOURCES,
DEPARTMENT OF NATURAL RESOURCES, STATE OF WASHINGTON, THAT:**

SECTION 1. The State of Washington, Department of Natural Resources has title to and holds in trust under the provisions of Title 79 RCW the Common School Trust property situated in Cowlitz County, Washington, and described in Exhibit A, known as the Old Hwy 99 transaction, attached hereto which by this reference is made a part hereof.

SECTION 2. The Board of Natural Resources finds that it is in the best interest of the State and the Common School Trust to transfer without auction to the Port of Kalama the trust property described in Exhibit A, which shall be replaced in a subsequent transaction. This transfer to a public agency is authorized by RCW 79.17.200 & 79.11.340.

SECTION 3. The Board of Natural Resources finds the property has been appraised and the property transfer value of \$5,000 is at least market value.


SECTION 4. The Commissioner of Public Lands is authorized to execute such agreements, writings and relinquishments and to certify to the Governor such deeds as are necessary or proper to complete the transfer of the above referenced real property.

SECTION 5. Should the transfer authorized by this resolution be consummated, the State of Washington, Department of Natural Resources shall:

- A. Upon receiving payment from the Port of Kalama for the value stated in SECTION 3 above, issue a quitclaim deed which reserves from the sale all oils, gases, coals, ores, minerals, and fossils as provided under RCW 79.11.210 and reserved easement rights as provided under RCW 79.36.370; and
- B. In accordance with RCW 79.17.200 deposit \$5,000 into the Real Property Replacement Account (RPRA) and hold said funds, together with accrued interest, for the purpose of acquiring desirable replacement trust property in future purchases to be approved by the Board.

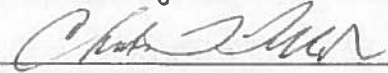
APPROVED AND ADOPTED by the Board of Natural Resources, Department of Natural Resources, State of Washington, this 10th day of September, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Commissioner of Public Lands.



PETER GOLDMARK
Commissioner of Public Lands

Approved as to form this 10th
day of August, 2016.



Assistant Attorney General



EXHIBIT A

LEGAL DESCRIPTION

THAT PORTION OF THE CALVIN DRAY DONATION LAND CLAIM AND THE JOSEPH DRAY DONATION LAND CLAIM IN SECTION 31, TOWNSHIP 7 NORTH, RANGE 1 WEST OF THE WILLAMETTE MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF COWLITZ COUNTY MAIN ROAD, WHICH POINT IS 1919.9 FEET WEST AND 1201.2 FEET NORTH OF THE SOUTHEAST CORNER OF SAID SECTION 31;

THENCE WEST 50 FEET TO A POINT;

THENCE NORTH 50 FEET TO A POINT;

THENCE EAST 50 FEET TO A POINT;

THENCE SOUTH 50 FEET ALONG WEST LINE OF COUNTY ROAD TO THE POINT OF BEGINNING.

EXCEPT ANY PORTION LYING WITHIN THE RIGHT OF WAY OF PACIFIC HIGHWAY AND/OR KALAMA RIVER ROAD.

TOGETHER WITH THAT PORTION OF VACATED MERZ ROAD ADJOINING SAID PROPERTY TO THE SOUTH, VACATED BY COWLITZ COUNTY RESOLUTION NO. 02-139, RECORDED UNDER AUDITOR'S FILE NO. 3158526, WHICH UPON VACATION ATTACHED BY OPERATION OF LAW.

SITUATE IN THE COUNTY OF COWLITZ, STATE OF WASHINGTON

Rynea L. Edwards, PLS 45158
Land Description & R/W Specialist
State Land Survey Unit
PO Box 47030
Olympia, WA 98504-7030