



## RESOLUTION NO. 40801

1 A RESOLUTION relating to surplus property, authorizing the Declaration of  
2 Surplus and execution of a Quitclaim Deed to convey vacant, undeveloped  
3 residential property, located at 3936 South Tyler Street, to Reth Rith, for  
4 the amount of \$55,800.

5 WHEREAS the property located at 3936 South Tyler Street ("Property"), as  
6 more particularly described in the attached Exhibit "A," was originally purchased,  
7 together with other land, in anticipation of the expansion of South 40th Street,  
8 which has proven unnecessary, and

9 WHEREAS the City must dispose of City-owned surplus property pursuant  
10 to the City's Policy for the Sale/Disposition of City-owned General Government  
11 Real Property ("Policy"), and

12 WHEREAS, in accordance with the Policy, the Property was offered to the  
13 Puyallup Tribe of Indians for consideration of their first right of refusal, and it was  
14 determined not to meet their current needs for acquisition, and

15 WHEREAS Reth Rith has offered to purchase the Property for the amount  
16 of \$55,800, and

17 WHEREAS, there being no foreseeable need for continued City ownership  
18 of the Property, the sale of said Property appears to be in the best interests of  
19 the City, pending final approval from the City Council; Now, Therefore,

20 BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

21 Section 1. That continued ownership of the City real property located at  
22 3936 South Tyler Street, as more particularly described in Exhibit "A," is not  
23 essential to the needs of the City and is hereby declared surplus pursuant to  
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RCW 35.22.020 and Article I, Section 1.2, and Article IX of the Tacoma City  
1 Charter.

2 Section 2. That the proper officers of the City are hereby authorized to  
3 enter into a Quitclaim Deed and any other documents necessary to convey the  
4 subject property to Reth Rith for the amount of \$55,800, said documents to be  
5 substantially in the form of those on file in the office of the City Clerk.  
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8 Adopted \_\_\_\_\_

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10 \_\_\_\_\_  
11 Mayor

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13 \_\_\_\_\_  
14 Attest:  
15 City Clerk

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17 \_\_\_\_\_  
18 Approved as to form:  
19 Deputy City Attorney

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21 \_\_\_\_\_  
22 Legal Description Approved:  
23 Chief Surveyor  
24 Public Works Department  
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**EXHIBIT "A"**

**LEGAL DESCRIPTION**

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Beginning at the Southwest corner of the Southwest Quarter of the Northeast Quarter of Section 13, Township 20 North, Range 02 East of the Willamette Meridian;

Thence North 01°35'52" East along the west line of said subdivision, 70.00 feet;

Thence South 88°17'18" East 116.00 feet;

Thence North 01°35'52" East 12.52 feet;

Thence South 88°17'18" East 116.94 feet to a point on the West margin of Tyler Street referred to as 'Point A' hereinafter;

Thence South 01°33'50" West along said West margin and extension thereof 82.50 feet to the South line of said subdivision;

Thence North 88°17'18" West along said subdivision line 232.99 feet to the Point of Beginning.

Except the West 116 feet thereof;

And Except the South 30 feet thereof;

And Except that portion lying East of the following described line;

Beginning at said 'Point A', thence South 07°53'09" West 12.88 feet;

Thence South 12°12'00" West 26.77 feet;

Thence South 25°42'00" West 14.77 feet more or less to the north margin of South 40th Street end of the described line.

**Subject to** a 10-foot wide strip Easement reserved for underground power, being 5 feet on either side of the following described centerline commencing at said Point 'A';

Thence South 07°53'09" West 7.83 feet to the True Point of Beginning of said strip;



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Thence South 89°20'50" West 116.17 feet to the end of said strip centerline, and or centered on the existing underground line as is constructed.

Sidelines shall be lengthened or shortened accordingly to terminate at the parcel line and at right of way margin accordingly.

Situate in the City of Tacoma, County of Pierce, State of Washington.

(Containing ± 5,914 square feet or approximately 0.136 acres)