

**CITY OF PROSSER, WASHINGTON
ORDINANCE NO. 01-2204**

**AN ORDINANCE REPEALING ORDINANCE NO. 01-2201; AND;
APPROVING THE ANNEXATION OF 22.5 ACRES OWNED BY
THE PORT OF BENTON AND LOCATED ADJACENT TO THE
PROSSER AIRPORT.**

WHEREAS, the Port of Benton has previously petitioned the City Council for approval of its request for annexation of real property legally described as follows:

Tracts 7 and 8 of Allgaier's Home Tracts recorded in Volume 2 of Plats, Page 37, Records of Benton County, Washington; together with that portion described as follows: Beginning at the Northeast Corner of said Tract 8; thence North 89°46' West along the North line of said Tract 8 and Tract 7, a distance of 1147.10 feet, more or less, to the Northwest corner of said tract 7; thence South 0°37' East along the West line of said Tract 7, a distance of 75 feet; thence South 89°46' East parallel to the North line of said Tracts 7 and 8, a distance of 1147.10 feet, more or less to a point on the East line of said Tract 8 which bears South 0°37' East a distance of 75 feet from the point of beginning; thence North 0°37' West along the East line of said Tract 8 a distance of 75 feet to the Northeast corner thereof and the point of beginning. Together with a strip of land 40 feet in width lying adjacent to and East of the following described line: Beginning at the Southeast corner of said Tract 8, thence Northerly to the Northeast corner of Tract 1 of said Allgaier's Home Tracts and the terminus as of said described land. All located in Benton County, State of Washington.

Together with that portion of Tracts 5 and 6 of Allgaier's Home Tracts recorded in Volume 2 of Plats, Page 37, Records of Benton County, Washington described as follows: Beginning at the Northeast corner of said Tract 6; thence North 89°46' West along the North line of said Tract 5 and 6, a distance of 1481.30 feet, more or less, to the Northwest corner of said Tract 5; thence South 0°37' East along the West line of said Tract 5, a distance of 75 feet; thence South 89°46' East, parallel to the North line of said Tracts 5 and 6, a distance of 1481.30 feet, more or less, to a point on the East line of said Tract 6 which bears South 0°37' East, a distance of 75 feet from the point of beginning; thence North 0°37' West along the East line of said Tract 6 a distance of 75 feet, to the Northeast corner thereof and the point of beginning.

Together with the 40 foot right-of-way lying South of and adjacent to

Tracts 5, 6, 7 and 8 of Allgaier's Home Tracts recorded in Volume 2 of Plats, Page 37, Records of Benton County, Washington.

and,

WHEREAS, the City Council has previously declared their intent to approve the annexation subject to approval by the Benton County Boundary Review Board, which approval has been granted; **NOW, THEREFORE**,

THE CITY COUNCIL OF THE CITY OF PROSSER, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Ordinance No. 01-2201 is hereby repealed.

Section 2. The following described real property is hereby annexed into the City of Prosser:

Tracts 7 and 8 of Allgaier's Home Tracts recorded in Volume 2 of Plats, Page 37, Records of Benton County, Washington; together with that portion described as follows: Beginning at the Northeast Corner of said Tract 8; thence North 89°46' West along the North line of said Tract 8 and Tract 7, a distance of 1147.10 feet, more or less, to the Northwest corner of said tract 7; thence South 0°37' East along the West line of said Tract 7, a distance of 75 feet; thence South 89°46' East parallel to the North line of said Tracts 7 and 8, a distance of 1147.10 feet, more or less to a point on the East line of said Tract 8 which bears South 0°37' East a distance of 75 feet from the point of beginning; thence North 0°37' West along the East line of said Tract 8 a distance of 75 feet to the Northeast corner thereof and the point of beginning. Together with a strip of land 40 feet in width lying adjacent to and East of the following described line: Beginning at the Southeast corner of said Tract 8, thence Northerly to the Northeast corner of Tract 1 of said Allgaier's Home Tracts and the terminus as of said described land. All located in Benton County, State of Washington.

Together with that portion of Tracts 5 and 6 of Allgaier's Home Tracts recorded in Volume 2 of Plats, Page 37, Records of Benton County, Washington described as follows: Beginning at the Northeast corner of said Tract 6; thence North 89°46' West along the North line of said Tract 5 and 6, a distance of 1481.30 feet, more or less, to the Northwest corner of said Tract 5; thence South 0°37' East along the West line of said Tract 5, a distance of 75 feet; thence South 89°46' East, parallel to the North line of said Tracts 5 and 6, a distance of 1481.30 feet, more or less, to a point on the East line of said Tract 6 which bears South 0°37' East, a distance of 75 feet from the point of beginning; thence North 0°37' West along the East line of said Tract 6 a distance of 75 feet, to the Northeast corner thereof and the point

of beginning.

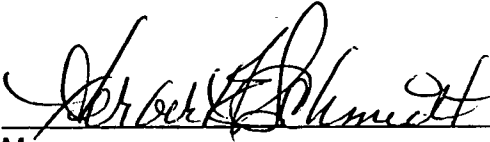
Together with the 40 foot right-of-way lying South of and adjacent to Tracts 5, 6, 7 and 8 of Allgaier's Home Tracts recorded in Volume 2 of Plats, Page 37, Records of Benton County, Washington.

Section 3. The above described property shall assume and hereafter be subject to all City indebtedness.

Section 4. From and after the effective date of this Ordinance, the above described property shall be and constitute a part of the City of Prosser and shall be subject to all of its laws and Ordinances then and thereafter in force and effect.

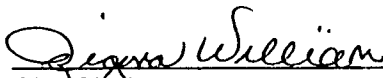
Section 5. This Ordinance shall become effective five (5) days after passage and publication as provided for by law.

PASSED by the City Council and **APPROVED** by the Mayor this 13th day of February, 2001.



Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:

City Attorney

Publication Date: _____