

CLEARANCES	Initial	Date	Date Received in Council Office:	Agenda date	Assigned to:
Originator: E. Radke	<i>er</i>	1/18/94	<b>RECEIVED</b>  <b>FEB 02 1994</b>  <b>WHATCOM COUNTY COUNCIL</b>	2/8/94	Council Introduction
Division Head:				3/1/94	Council hearing
Dept. Head: Barbara Cory	<i>bjc</i>	1/18/94			
Prosecutor: Dan Gibson					
Purchasing/Budget:					
Executive:	<i>hg</i>	2/1/94			

**SUBJECT:**

Resolution authorizing the donation of county owned property to the Washington State Department of Natural Resources, request # 78.

**ATTACHMENTS:**

- Resolution
- Letter from DNR
- Copy of related Resolution # 93-047

**SUMMARY STATEMENT:**

*Please complete sections of box as appropriate & explain the item below.*

Related County contract #: n/a	Should Clerk schedule a hearing? NO / / YES / <input checked="" type="checkbox"/> / Requested date:
Amount budgeted for this item/project: \$n/a	Is it (or will it be) within budget? YES / / NO / / (Please explain below)
Budget line item number(s): n/a	

This resolution authorizes the donation of county owned property mineral rights to the Washington State Department of Natural Resources, request # 78. The Whatcom County Council approved the donation of two parcels of real property, including timber rights, on July 13th, 1993 on resolution # 93-047. The Department of Natural Resources has since requested that the mineral rights to these two parcels also be donated. The parcel numbers and legal descriptions of the parcels related to the mineral rights in question are: Parcel # 370630-173085, R/W FOR LOGGING RD ACROSS S 1/2 SW-SITUATE IN SECTION 30 TOWNSHIP 37 RANGE 6 EAST and Parcel # 370631-176341, R/W FOR LOGGING RD ACROSS GOVT LOT 2- SITUATE IN SECTION 31 TOWNSHIP 37 RANGE 6 EAST.

**ORIGINATOR'S RECOMMENDED ACTION:**

Following the hearing, the Treasurer recommends that the resolution be passed.

**COMMITTEE ACTION TAKEN:**

**COUNCIL ACTION TAKEN:**

- 2/8/94: Council introduction
- 3/1/94: Council approved the resolution.

**Related File Numbers:**

**Ordinance or Resolution Number (this item only):**

SPONSORED BY: Consent  
PROPOSED BY: Treasurer  
INTRODUCTION DATE: 2/8/94

RESOLUTION NO. 94-015  
TO DONATE COUNTY OWNED PROPERTY  
REQUEST 78

**WHEREAS**, R.C.W. 76.12.030 allows the County to donate real estate belonging to the County where it is found to be in the best interest of Whatcom County to donate the same; and,

**WHEREAS**, parcels numbered 370630-173085 and 370631-076341, including timber on these parcels, were approved for donation to the Washington State Department of Natural Resources by the Whatcom County Council on July 13th, 1993, by resolution number 93-047, and that this donation reserved out coal, oil, gas, gravel, minerals, ores, fossils, or other resources on or in said lands and the right to mine for and remove the same; and,

**WHEREAS**, The Department of Natural Resources has since requested that in addition to the land and rights to timber, that Whatcom County also donate all coal, oil, gas, gravel, minerals, ores, fossils or other resources on or in these two parcels; and;

**WHEREAS**, the Whatcom County Council does deem it in the best interest of the County and the people thereof that all coal, oil, gas, gravel, minerals, ores, fossils or other resources on or in parcels numbered 370630-173085 and 370631-076341 be donated to the Washington State Department of Natural Resources; and;

**WHEREAS**, the Washington State Department of Natural Resources will provide the necessary document(s) for transferring ownership and also will pay for all costs necessary for the transfer of ownership;

**WHEREAS**, the Whatcom County Code as well as the state law allows the County to reserve from the sale, coal, oil, gas, gravel, mineral, ores, fossils, timber or other resources if the Council finds that it is in the best interest to reserve these; and;

**NOW, THEREFORE, BE IT RESOLVED** that it is in the best interest of the County not to reserve these mineral rights and by donation, transfer to the Department of Natural Resources all coal, oil, gas, gravel, minerals, ores, fossils or other resources on or in said lands and the right to mine for and remove the same in conformity with zoning regulations in force and effect;

**BE IT FURTHER RESOLVED** that the Whatcom County Treasurer is hereby directed to donate said mineral rights to the Washington State Department of Natural Resources, said donation shall take place in accordance with the duties as established in R.C.W. 76.12.030.

APPROVED this 1st day of March, 1994.

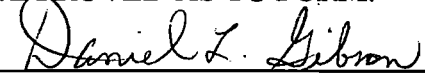
ATTEST:

  
\_\_\_\_\_  
Ramona Reeves, Council Clerk

WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WASHINGTON

  
\_\_\_\_\_  
Robert Imhof, Chair

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Deputy Prosecuting Attorney