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ENGROSSED SUBSTITUTE HOUSE BILL 1017

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State of Washington

55th Legislature

1997 Regular Session

By House Committee on Natural Resources (originally sponsored by Representatives Sehlin, Anderson, Koster, Quall, Huff, L. Thomas and Dunn)

Read first time 02/13/97.

1 AN ACT Relating to exchanges of state-owned aquatic lands with  
2 privately owned lands under the public interest standard; adding a new  
3 section to chapter 43.300 RCW; creating new sections; and declaring an  
4 emergency.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 NEW SECTION. **Sec. 1.** The legislature finds that the department of  
7 fish and wildlife manages a large amount of public land and that the  
8 department may have opportunities to improve the quality of its land  
9 holdings by participating in an exchange with private landowners or  
10 other public entities. The legislature declares that it is in the  
11 public interest to allow the department to exchange land with private  
12 landowners or with public entities if the exchange would provide  
13 significant fish and wildlife habitat or public access to the state's  
14 waterways.

15 NEW SECTION. **Sec. 2.** (1) Management of the following lands is  
16 withdrawn from the department of natural resources and transferred to  
17 the department of fish and wildlife: All that portion of the  
18 Stillaguamish River abutting Government Lot 2, Section 24, Township 32

1 North, Range 3 East of the W.M., Snohomish County, Washington, said  
2 portion containing four thousand one hundred sixty-six square feet,  
3 more or less, and being more particularly described as follows:  
4 Commencing at the Southwest corner of Section 24; thence South 88½ 07'  
5 37" East, along the South line of said Section 24, for a distance of  
6 1324.17 feet to the Southwest corner of said Government Lot 2; thence  
7 North 62½ 28' 55" East for a distance of 520.07 feet to the  
8 intersection of the ordinary high water line with the South line of an  
9 existing building, said point being the TRUE POINT OF BEGINNING; thence  
10 Easterly along said ordinary high water line for the following courses:  
11 North 78½ 03' 17" East a distance of 24.61 feet; North 79½ 37' 55" East  
12 a distance of 32.27 feet; North 81½ 07' 53" East a distance of 35.69  
13 feet; North 84½ 24' 41" East a distance of 54.13 feet; North 78½ 29'  
14 25" East a distance of 50.31 feet; South 83½ 22' 40" East a distance of  
15 55.25 feet; South 36½ 49' 43" East a distance of 7.77 feet; South 79½  
16 10' 14" East a distance of 32.74 feet; South 82½ 08' 20" East a  
17 distance of 14.90 feet; North 87½ 25' 52" East a distance of 42.25  
18 feet; North 89½ 41' 06" East a distance of 59.93 feet; South 83½ 55'  
19 42" East a distance of 48.74 feet; South 77½ 22' 30" East a distance of  
20 3.11 feet to its intersection with the Southerly edge of an existing  
21 concrete parking structure; thence Westerly, following said Southerly  
22 edge for the following courses: South 89½ 05' 53" West a distance of  
23 132.32 feet; North 88½ 39' 21" West a distance of 18.59 feet; North 88½  
24 39' 10" West a distance of 14.89 feet; North 55½ 10' 20" West a  
25 distance of 6.34 feet; North 87½ 42' 58" West a distance of 30.83 feet  
26 to its intersection with the Southerly wall of an existing building;  
27 thence Westerly, following said Southerly wall for the following  
28 courses: North 89½ 46' 21" West a distance of 160.46 feet; South 00½  
29 13' 39" West a distance of 12.00 feet; North 89½ 41' 55" West a  
30 distance of 92.06 feet to the TRUE POINT OF BEGINNING. The department  
31 of fish and wildlife has full responsibility for management and control  
32 of the tidelands transferred by this section.

33 (2) For the purposes of this section, "W.M." means Willamette  
34 Meridian.

35 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.300 RCW  
36 to read as follows:

1 (1) The department of fish and wildlife may exchange the tidelands  
2 and shorelands it manages with private or public landowners if the  
3 exchange is in the public interest.

4 (2) As used in this section, an exchange of tidelands and  
5 shorelands is in the public interest if the exchange would provide  
6 significant fish and wildlife habitat or public access to the state's  
7 waterways.

8 NEW SECTION. **Sec. 4.** This act is necessary for the immediate  
9 preservation of the public peace, health, or safety, or support of the  
10 state government and its existing public institutions, and takes effect  
11 immediately.

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