Mar Arrest P. Mar

REGOLUTION No.

A RESOLUTION approving the proposed budget of the Skagit Environmental Endowment Commission for fiscal year 2005.

30767

Introduced: APR 2 5 2005	By: GODDEN
Referred: APR 2 5 2005	To: Energy & Environmental Policy Committee
Referred:	To:
Reported: 5-2-05	
5-2-05 Passed: 5-2-05	signed: 5-2-05
Filed:	Published: JHL SPAP "
mayor Apported 5/10/05	1

LAW DEPARTMENT

4/27/05 ADDAT-JG 5205 Adopted 90

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LAW DEPARTMENT

Smead 107 YSP17704

Celia Grether/kts SCL SEEC 2005 RES 3/15/05 version 2

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RESOLUTION 30767

2 A RESOLUTION approving the proposed budget of the Skagit Environmental Endowment 3 Commission for fiscal year 2005. 4 WHEREAS, on March 30, 1984, the City of Seattle and the Province of British Columbia signed an agreement settling their long-standing dispute over construction of the High 5 Ross Dam; and 6 WHEREAS, Appendix D to that agreement provided for the establishment of the Skagit 7 Environmental Endowment Commission to administer the Skagit Environmental Endowment Fund established by the City of Seattle and the Province of British 8 Columbia; and 9 WHEREAS, in 1985, the Skagit Environmental Endowment Commission was duly 10 constituted with four members appointed by the Mayor of Seattle and four members 11 appointed by the Premier of British Columbia; and 12 WHEREAS, Article II of Appendix D establishing the Skagit Environmental Endowment Commission provided that the annual budget of the Commission shall be subject to 13 review and approval by Seattle and British Columbia; and 14 WHEREAS, the Commission has agreed upon a budget for fiscal year 2005; and 15 16 WHEREAS, the budget of the Commission for fiscal year 2005 has been duly reviewed by the City Council and the Mayor; NOW, THEREFORE, 17 BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE 18 MAYOR CONCURRING, THAT: 19

Section 1. The budget for the Skagit Environmental Endowment Commission

21 (SEEC) fiscal year 2005 (April 1, 2005-March 31, 2006) as set forth in documents attached to

²² this Resolution, is hereby approved by the City of Seattle.

Section 2. Projected expenditures detailed in the attached budget may be carried
forward into fiscal year 2006, until such time as they are incorporated into a fiscal 2006
budget approved by the City of Seattle. The fiscal 2005 budget of the Commission need be
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Celia Grether/kts SCL SEEC 2005 RES 3/15/05 version 2 resubmitted to the City Council only if the aggregate budget amounts for projects or 1 administrative expenditures are expected to be exceeded before approval of an annual budget 2 for fiscal year 2006. The Commission may amend individual grant accounts and the 3 4 contingency account, provided the cumulative changes do not exceed the tota. apital budget. 5 Individual grant funds shall be available for authorized reimbursements to grantees until 6 projects are completed and grants closed out within the times specified in the grants. 7 Section 3. Any act pursuant to the authority and prior to the effective date of this 8 9 resolution is hereby ratified and confirmed. 10 Adopted by the City Council the 2 day of May, 2005, and signed by me in 11 open session in authentication of its adoption this $\frac{2^{nq}}{2}$ day of $\frac{nq}{2005}$. 12 13 of the City Council 14 15 THE MAYOR CONCURRING: 16 17 Gregory J. Nickels, Mayor 18 19 Filed by me this 11th day of May 2005 20 21 City Clerk



2005 Skagit Environmental Endowment Commission Budget

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SKAGIT ENVIRONMENTAL ENDOWMENT COMMISSION

For the period April 1, 2005 to March 31, 2006

(All amounts in U.S. Dollars)

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\$1,491,055

SUMMARY

I.	ADMINISTRATION (5%)		\$85,000
П.	CAPITAL		
	A. Agency Partnerships	\$180,000	
	B. U.S./Canadian RFPs	\$200,000	
	C. Grant Projects	\$26,055	
	D. Contingency *	\$1,000000	
	2. comingeney		\$1,406,055

TOTAL BUDGET

* Set aside to cover costs of converting unprotected land in Watershed to protected status.

Attachment to Resolution



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SKAGIT ENVIRONMENTAL ENDOWMENT COMMISSION 2005 ADMINISTRATIVE BUDGET for the period April 1, 2005 to March 31, 2006 (All amounts in U.S. Dollars)

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		SE	U.S. CTION	75	ANADIAN	and the second second	COMBINED PENDITURE
. Ad	ministrative Expenditures						-
4.	Meetings Includes three scheduled Commission meetings and other meetings to conduct specific business; e.g., commissioner orientation, meeting with applicants to discuss proposals; meeting with resource managers to discuss cross boundary issues	\$	2,500	\$	2,500	s	5,000
3.	Strategic Planning Exercise (Purpose: To craft a strategic plan from the four needs assessments. Costs cover retreat facilitation and plan preparation.)	\$	10,000	\$	10,000	\$	20,000
2.	Office and Project Operating	\$	4,000	\$	0	\$	4,000
	Expense						
	1. Postage/courier		500				
	2. Office supplies						
	3. Insurance		3,500				
).	Consultant Advice	\$	8,000	\$	0	\$	8,000
	1. Website redesign	*	3,000				
	 Electronic conversion of past studies 		5,000				
Ξ.	Financial Services	\$	0	\$	47,000	\$	47,000
	1. Audit						
	2. Endowment management				37,000		
₹.	Miscellaneous (Staff travel, advertising)	\$	500	\$	500	\$	1,000
	GRAND TOTAL ADMINISTRATIVE BUDGET	\$	25,000	\$	60,000	\$	85,000

-HE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE DUE TO THE QUALITY OF THE DOCUMENT.

NOTICE



AGENCY PARTNERSHIPS FISCAL YEAR 2005

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	TITLE	APPROVED (US \$) SEEC
05-P1	National Park Service—North Cascades Hozomeen Interpretive Communications Project et al	\$40,000
05-P2	North Cascades Institute Mountain School/ Skagit Watershed Education	\$80,000
U.S. Total		\$120,000

	TITLE	APPROVED (US \$) SEEC
05-P3	BC: Ministry of Land, Air and Water Protection	\$60,000
Can. Total		\$60,000
	TNERSHIPS	\$180,000

 TITLE	APPROVED (US \$) SEEC
 Allocation for Targeted Contracts	\$200,000
 Allocation for rangeted contracto	\$200,000

Grant-Funded Projects

	TITLE	APPROVED (US \$) SEEC
05-01	Student Conservation Association 2005 Canada U.S. Conservation Crew	\$26,055
U.S. Total	2005 Canada 0.5. Conservation erett	\$26,055

GRAND T	\$406,055
GRAND TOTAL	 Lucian

* Contingency funds for moving unprotected land to protected status

US \$1,000,000



Celia Grether 315/05 SCL SEEC 2005 Version 4

FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Seattle City Light	Celia Grether (386-4588)	Thomas Dunlap (386-9120)

Legislation Title:

A RESOLUTION approving the proposed budget of the Skagit Environmental Endowment Commission for fiscal year 2005.

- Summary of the Legislation: This Resolution describes the planned use of the Endowment Fund between April 1, 2005 and March 31, 2006. Similar Resolutions are presented to the Council on an annual basis.
- Background: The Skagit Environmental Endowment Commission's (SEEC) budget is supported by an Endowment Fund funded by Seattle City Light and BC Hydro during the period 1985-88, as a result of the 1984 High Ross Treaty. The Treaty requires Seattle City Light to supplement the fund by an annual, inflation-adjusted payment based on a fixed amount of power purchase.

In 2004-2005 the payment was \$105,415.08. A Briefing Paper regarding SEEC's 2005 budget (Attachment 1) and 2004 Annual Report (Attachment 2) are attached to this fiscal note for informational purposes.

Please check one of the following:

X This legislation does not have any financial implications.

Attachment 1: Briefing Paper for Skagit Environmental Endowment Commission 2005 Budget

Attachment 2: 2004 Annual Report Skagit Environmental Endowment Commission



BRIEFING PAPER FOR

SKAGIT ENVIRONMENTAL ENDOWMENT COMMISSION

2005 BUDGET

- The Commission was established by treaty between the United States and Canada as part of the settlement of the High Ross Dam controversy in 1984.
- As part of the treaty, an endowment fund was created to protect the wilderness and wildlife values, and to enhance recreational opportunities in the upper Skagit watershed above Ross Dam.
- Half the members are appointed by the Mayor of Seattle; the other half by the Premier of British Columbia.
- The Treaty stipulates that Seattle and British Columbia contribute to an endowment fund that the Commission administers. This was accomplished in 1985. The endowment is used to fund activities that meet the terms of the Treaty as laid out in its Appendix D.
- The endowment fund is not part of Seattle's annual budget but approval of the budget by the Seattle City Council and the British Columbia Minister of Finance and Corporate Relations is required. The fiscal year for SEEC begins April 1.
- In February 2005, the Commissioners affirmed their intent to continue funding their partnership agreements and approved a U.S. project at the level shown on the attached table.
- The Commissioners allocated up to \$20,000 towards the development of a strategic plan based on needs assessments in the areas of recreation, land management, education/interpretation, and conservation biology completed in the prior year. The Commission plans to allocate up to \$200,000 through Requests for Proposals in the second half of its fiscal year.
- The Commission also set aside in this budget cycle \$1,000,000 in contingent appropriation authority to move unprotected areas of the Upper Skagit tershed into protected status. Appendix D of the Treaty states "that the Fund shall have as its purposes...to acquire mineral or timber rights

consistent with conservation and recreational purposes."

Attachment 1 to Fiscal Note



2004 ANNUAL REPORT

Skagit Environment Endowment Commission



Tagged Bull Trout; International Native Char Project

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Attachment 2 to Fiscal Note



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ANNUAL REPORT Calendar Year 2004

INTRODUCTION

This Annual Report summarizes the activities of the Commission during the calendar year 2004. It is prepared in fulfillment of the provisions as per Arucle II of Appendix D of the British Columbia–Seattle Agreement (March 30, 1984) regarding the High Ross Dam.

Background

The Skagit Environmental Endowment Commission (SEEC) was established in 1984 as a result of the Ross Lake/Seven Mile Reservoir Treaty between Canada and the United States. Within the Treaty, British Columbia and the City of Seattle established the Skagit Environmental Endowment Fund to be administered by the Commission. Seattle and British Columbia contributed us \$1 million and us \$250,000 respectively to the Fund for the first four years after its creation. Both Seattle City Light and BC Hydro make ongoing annual supplemental payments to the fund, with the supplements based on annual power purchases. The current value of the fund is us \$7.4 million with the principal held in separate US and Canadian investment portfolios in Canada. The Endowment Fund resides and is managed completely outside of the consolidated revenue of both the BC Provincial and Seattle City governments.

The primary purpose of the Fund is to: (A) conserve and protect w. derness and wildlife habitat and; (B) to enhance recreational opportunities in the Skagit Valley. Expenditures of the Fund are limited to projects located in or related to the Skagit River drainage upstream of the Ross Dam in both Washington State and British Columbia. The intent of the Agreement is that the majority of the expenditures from the Fund averaged over an extended period be made in Canada. Details of the Fund are outlined in Appendix D of the Treaty (page 38) dated 1984. Annual expenditure levels are set within established guidelines, including the investment income of the fund.



The Commission created to manage the Fund is authorized to consist of eight members, four of whom are appointed by the Mayor of Seattle and four of whom are appointed by the Premier of British Columbia. Both countries also have four alternate Commissioner appointments for a total of sixteen individuals that serve the Commission. By Treaty, SEEC is a non-profit, tax-exempt entity.

COMMISSIONERS for 2004 (see Appendix A)

As of December 2004, Canada had a full roster of Commissioners and was awaiting appointment of an Alternate Commissioner for a total complement of 8 members to the Commission. The United States has one vacancy for an Alternate Commissioner which will be filled in the Spring of 2005.

2004 ACTIVITIES

Highlights for the year:

As a result of a Strategic Planning Initiative adopted in the Fall of 2003, SEEC suspended grant allocations in 2004/5 and issued contracts for needs assessments in the areas of Interpretive Education, Land Management, Recreation and Conservation Biology.

During the year the Commission contracted for needs assessments in Education and Interpretation (\$15,000 US), Land Management (\$30,000 US) Recreation (\$25,000 US) and Phase One of a Conservation Biology assessment (\$10,000 US). Phase Two of assessment will be accomplished through a series of facilitated meetings between Canadian and U.S. land management agencies and academic specialists in March and April of 2005. The budget for this assessment is \$30,000 US.

2004 funds were also used in support of partnerships with the U.S. National Park Service (NPS), the North Cascades Institute (NCI) and the British Columbia Ministry of Water, Land and Air Protection (MWLAP). NCI funds were again used in support of their Mountain School and Skagit Watershed Education Programs. The NPS completed the campsite mapping and revegetation work on Ross Lake, continued work on the Archaeological Survey of Little Beaver Creek, started work on a Glacial History of Ross Lake Watershed and supported the international Hozameen Skagit Interpretive Program. MWLAP funds were used for the Canadian portion of the Hozameen Interpretive Program and completing the last year of the telemetry program for the international Buil Trout (Native Char) study. This research project, jointly undertaken by Seattle City Light and the Ministry of Water, Land and Air Protection (BC Fisheries and BC Parks) determines populations, migratory behavior and habitat impacts of Bull Trout which are considered a "blue-listed" species in Canada and "threatened" in the U.S. Funds were also used to initiate the Cultural Burn project with First Nations in Chittenden Meadows.



As in prior years, SEEC supported the Student Conservation Association's (SCA) campsite renovation program in the Upper Skagit. SCA staff and volunteers worked under the supervision of the NPS and MWLAP on various sites around Ross Lake.

A luncheon celebration marking the 20th Anniversary of SEEC was held in Semiahmoo on September 17 2004. The meeting was attended by Nancy Wilkin, Assistant Deputy Minister of the BC Ministry of Water, Land and Air Protection, Marvin Wodinsky, Canadian Interim Consul General to the United States and City Light senior management.



Interpretation at International Point

Annual Field Trip:

The Commission decided to forgo its annual field trip this year to devote the time to contracting and supporting the needs assessments during the 2005/06 program year.

Plan for the 2005/06 funding cycle

2005/6 will see a Strategic Planning exercise in June based on the results of the four needs assessments. Their principal findings will be integrated into an action plan. The Commission's intent is to solicit proposals during the Fall of 2005/6 based on the Strategic Plan and has budgeted \$190,000 for this purpose.

As a result of the Land Management Study, the Commission is planning to create a contingency fund of \$1,000,000 to support moving unprotected areas of the Upper Skagit Watershed to protected status. Currently, over 5,800 hectares of the Watershed lie outside the boundaries of parks and protected areas. The area around Silverdaisy and 26 Mile Creek, popularly known as the "donut hole" contains both timber and mining tenures, although the former are thought to be of poor quality. SEEC Commissioners have met with the Ministry of Forests in Victoria to discuss options for preventing resource extraction within the donut hole. Possible solutions could include purchasing an option on the land or acquiring the timber and/or mineral tenures (which have yet to be valued). The First Nations have an interest in the area and will be a party to the negotiations. It should be emphasized that discussions are in their early stages and the Commission will need to seek expert advice to assist in negotiations with the B.C. Government.



A table of approved expenditures for the 2005/6 funding cycle is attached. Since its inception the Commission has approved over 260 projects totaling \$6.3 million. 53% of the funding has been for Canadian projects.

FINANCES

The Commission's fiscal year runs from April 1 to March 31st. The audited 2004 financial statements will be prepared later in 2005 and form an attachment to this Annual Report. According to the 2004 financial audit, the Endowment Fund showed a balance of over US\$7.4 million. The Fund is held and managed in Canada and holds investment portfolios in both US and Canadian funds.

Both Seattle City Light and BC Hydro supplement the fund annually with payments based on power purchase under the agreement. With Seattle's payment of \$102,971 and BC's payment of US \$41,286, a total of US \$144,257 was added to the Fund in 2004 exclusive of inflationary adjustments

Total expenditures of the Commission based on the budget for 2004/05 for the calendar year approximately US \$373,000 of which 79% was direct disbursement for contracts and partnership allocations.

Seattle City Light and the B.C. Ministry of Water, Land and Air Protection provided staff and administrative support to the Commission in 2004. Chris Tunnoch served as the Canadian staff to the Commission and Celia Grether staffed the U.S. Commission.

Attachments: Appendix A Commission Roster Appendix B 2005/6 Projects list Appendix C 2005 Calendar



APPENDIX A

NAME OF MEMBER	TERM EXPIRES	DATE BEGAN SERVING/ REAPPOINTED	APPOINTING AUTHORITY	COMMISSION FIELD; PROFESSION, RELEVANT COMMUNITY ACTIVITY
US MEMBERS				and the literature
Shirley Solomon	7-1-06	7-1-02	Mayor	Environment: Project Director Long Live the Kings, NW Renewable Resources Ctr, Tribes & Counties.
Dennis Canty	7-1-06	1-8-03	Mayor	Business/Finance: Consulting on non-profit funding
Martin Loesch	7-1-08	7-1-04	Mayor	Land/Property mgt: Attorney for Swinomish Tribal Community
Tony Kilduff	7-1-08	7-1-04	Mayor	Government: Finance, economics. City of Seattle
ALTERNATES		Control of the second		
Ken Wilcox	11-1-06	11-1-02	Mayor	Environment; Planning and writing. Alt . for Shirley Solomon
Torn Brucker	7-1-04	8-03-00	Mayor	Business/Finance; North Cascades Conservation Council; Sierra Club, Wash. Environmental Council Alt. for Tony Kilduff
Sono Hashisaki	12-1-08	12-1-04	Mayor	Environment. Natural resource assessment and ecosystem restoration. Alt for Dennis Canty
Vacant				
US STAFF		1		
Celia Grether		10-16-02	SCL	United States Staff
CA MEMBERS				
Lex Bennett	8-1-07	8-1-03	BC Premier	Business/Financial Management: Manager, Envision Financial; Economics
Pete Caverhill	3-25-07	3-25-03	BC Premier	Government: Fisheries expert
Ken Farquharson	3-25-07	3-25-03	BC Premier	Environment: Engineer, environmental advocate
Peter Kennedy	1-01-08	01-01-04	BC Premier	Land/Property Acquisition: Attorney
ALTERNATES	1.4.36			
Terry Bodman	12-12- 07	12-12-03	BC Premier	Environment: Retired educator/school administrator. Alternate for Ken Farquharson
Susan Anderson- Behn	3-25-07	3-25-03	BC Premier	Land/ Property Management: Land management consultant Alternate for Peter Kennedy
Betsy Terpsma	3-25-07	3-25-03	BC Premier	Government: Communications. Alternate for Peter Caverhill

Vacant			Alternate for Lex Bennett	
B.C. STAFF				
Chris Tunnoch	12-12-97	Minister of WLAP	Canadian Staff	

and and a

APPENDIX B

FISCAL YEAR 2005 Agency Partnerships

	TITLE	APPROVED (US \$) SEEC
05-P1	National Park Service—North Cascades Hozomeen Interpretive Communications Project et al	\$40,000
05-P2	North Cascades Institute Mountain School/ Skagit Watershed Education	\$80,000
05-P3	BC: Ministry of Land, Air and Water Protection	\$60,000
US Total	TOTAL PARTNERSHIPS	\$180,000

Allocations for Targeted Contracts \$200,00	000	\$200	Contracts	Allocations for Target	
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Grant Funded Projects

	TITLE	APPROVED (US \$) SEEC
05-01	Student Conservation Association (SCA)	\$26,055
US Total		\$406,055

* SEEC is requesting authority for a contingent appropriation of up to \$1,000,000 to help move unprotected land in the Watershed to protected status



APPENDIX C Fiscal Year 2005

DRAFT SEEC CALENDAR & WORKPLAN

April : Beginning of FY 2005: Sign new partnership and grant contracts; input 2005 grants into SEEC database;

June 24, 25, 26 Manning Park

9:30 a.m.

Commission retreat to determine strategic plan based on needs assessments

September : Commission meeting to det mine RFP process based on consultant findings. Location to be announced

October: Secretaries solicit proposals for 2005/06 based on Commission decisions and priorities

November: Commission meeting to undertake proposal selection process. Location to be announced

February: Secretaries send 2006 Budget Approval package to Council and BC government.

March: Prepare 2006 contracts; finalize 2005 Annual Report. Seattle City Council & BC Govt. adopt budget; review Commissioners' terms and needs for new member recruitment.

March 31, 2006: SCL and BC Hydro pay inflation adjustment on annual payment; end of 2005 fiscal year.





City of Seattle

Gregory J. Nickels, Mayor

Office of the Mayor

April 5, 2005

Honorable Jan Drago President Seattle City Council City Hall, 2nd Floor

Dear Council President Drago:

I am pleased to forward the attached Resolution seeking approval of the Skagit Environmental Endowment Commission's (SEEC's) 2005 Budget for its fiscal year of April 1, 2005 through March 31, 2006. The Commission was established in 1984 as part of an agreement between the City of Seattle and the Province of British Columbia to settle a long-standing dispute regarding the construction of the High Ross Dam. Although SEEC's funds come from an endowment and are separate from City funds, the agreement requires SEEC to submit its annual budget to the Seattle City Council for approval.

SEEC is in the last year of a four-year partnership agreement with the National Parks Service, the North Cascades Institute, and the British Columbia Ministry of Water, Land, and Air Protection. The partnership agreement allows the agencies to work cooperatively to plan several resource management, education, and interpretation programs. In 2005, SEEC will be developing a Strategic Plan to guide future allocations, based on needs assessments developed in the areas of education and interpretation, land management, recreation, and connection biology. SEEC's budget includes a set-aside of \$200,000 for proposals based on recommendation that come from the strategic planning process.

SEEC's 2005 Budget sets aside contingent appropriation authority of \$1 million to support moving unprotected areas of the Upper Skagit Watershed in British Columbia to protected status. Currently, over 5,800 hectares of the Watershed lie outside parks and protected areas. SEEC's goal of preventing resource extraction on these lands is consistent with the 1984 High Ross Treaty. The Commissioners have met with the British Columbia Ministry of Forests to discuss options for protecting the land such as retiring the timber tenures.

SEEC will not be acting on its 2005 budget proposals until it receives City Council approval. Please call Lynn Best at 386-4586, Celia Grether at 386-4588, or Tony Kilduff (US Commissioner) at 684-3659, if you have questions or would like additional information.

Sincerely,



cc: Honorable Members of the Seattle City Council

600 Fourth Avenue, 7th Floor, P.O. Box 94749, Seattle, WA 98124-4749 Tel: (206) 684-4000, TDD: (206) 684-8811 Fax: (206) 684-5360, E:mail: mayors.office@seattle.gov An equal employment opportunity, affirmative action employer. Accommodations for people with disabilities provided upon request

STATE OF WASHINGTON - KING COUNTY --SS.

No. 185904 CITY OF SEATTLE, CLERKS OFFICE **Affidavit of Publication**

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:30767 RESOLUTION

was published on

05/20/05

The amount of the fee charged for the foregoing publication is the sum of \$ 26.50, which amount has been paid in full.

Subscribed and sworn to before me on STATE AND STATE maler THURSDAY & 05/20/05 ublic for the State of Washington, residing in Seattle Notary lication

WILLER A. PATT

TO THE QU 8 2 S CLEAR THAN THIS NOTICE

State of Washington, King County



NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

