

# MAP TOWN OF HAMILTON SKAGIT CO. WASH.

As re-established by  
Ordinance No. 76 - May 18-1925



Approved this 1st day of June 1925  
by the Mayor and Town Council.

Signed: *M. B. Penney*  
Mayor

Attest: *M. H. Henry*  
Town Clerk

JOHN H. DUNBAR  
ATTORNEY GENERAL

M. H. WIGHT  
TOM W. HOLMAN  
E. WANDERSON  
R. G. SHARPE  
B. B. ADAMS  
H. C. BRODIE  
ASSISTANTS

STATE OF WASHINGTON  
OFFICE OF  
ATTORNEY GENERAL  
OLYMPIA

February 25, 1926

Mr. Warren J. Gilbert,  
Prosecuting Attorney,  
Mount Vernon, Washington,  
Attention: Mr. Dodd.

Dear Sir: You have requested our opinion on the question whether when corporate limits are reduced in accordance with sections 8902 to 8905, inclusive, Rem. Comp. Stat., it is necessary to file and record a plat showing lots and blocks in the city as reduced or whether it is sufficient merely to file and record a map depicting the new boundaries.

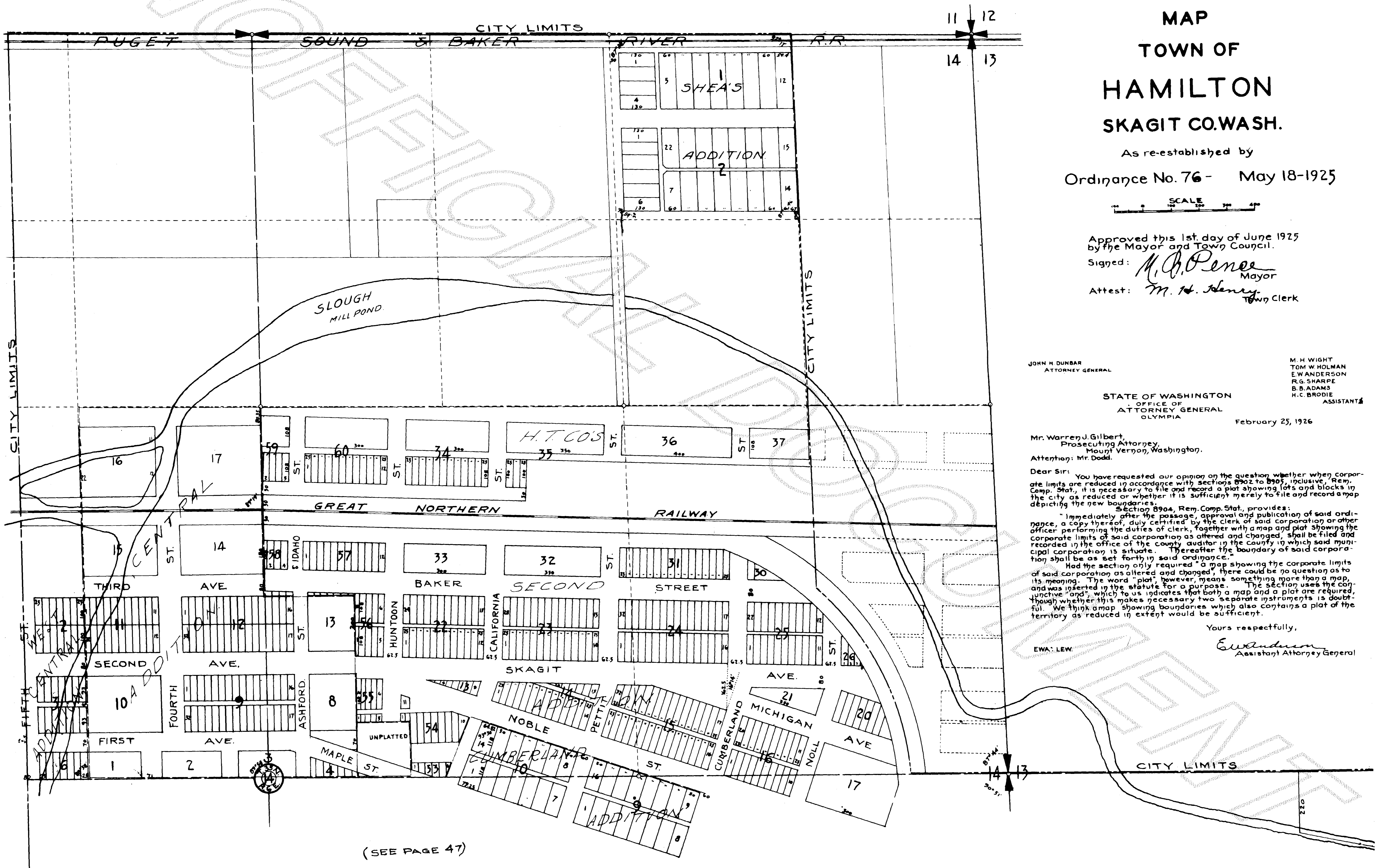
Section 8904, Rem. Comp. Stat., provides: "Immediately after the passage, approval and publication of said ordinance, a copy thereof, duly certified by the clerk of said corporation or other officer performing the duties of clerk, together with a map and plat showing the corporate limits of said corporation as altered and changed, shall be filed and recorded in the office of the county auditor in the county in which said municipal corporation is situated. Thereafter the boundary of said corporation shall be as set forth in said ordinance."

Had the section only required "a map showing the corporate limits of said corporation as altered and changed", there could be no question as to its meaning. The word "plat", however, means something more than a map, and was inserted in the statute for a purpose. The section uses the conjunctive "and", which to us indicates that both a map and a plat are required, though whether this makes necessary two separate instruments is doubtful. We think a map showing boundaries which also contains a plat of the territory as reduced in extent would be sufficient.

Yours respectfully,

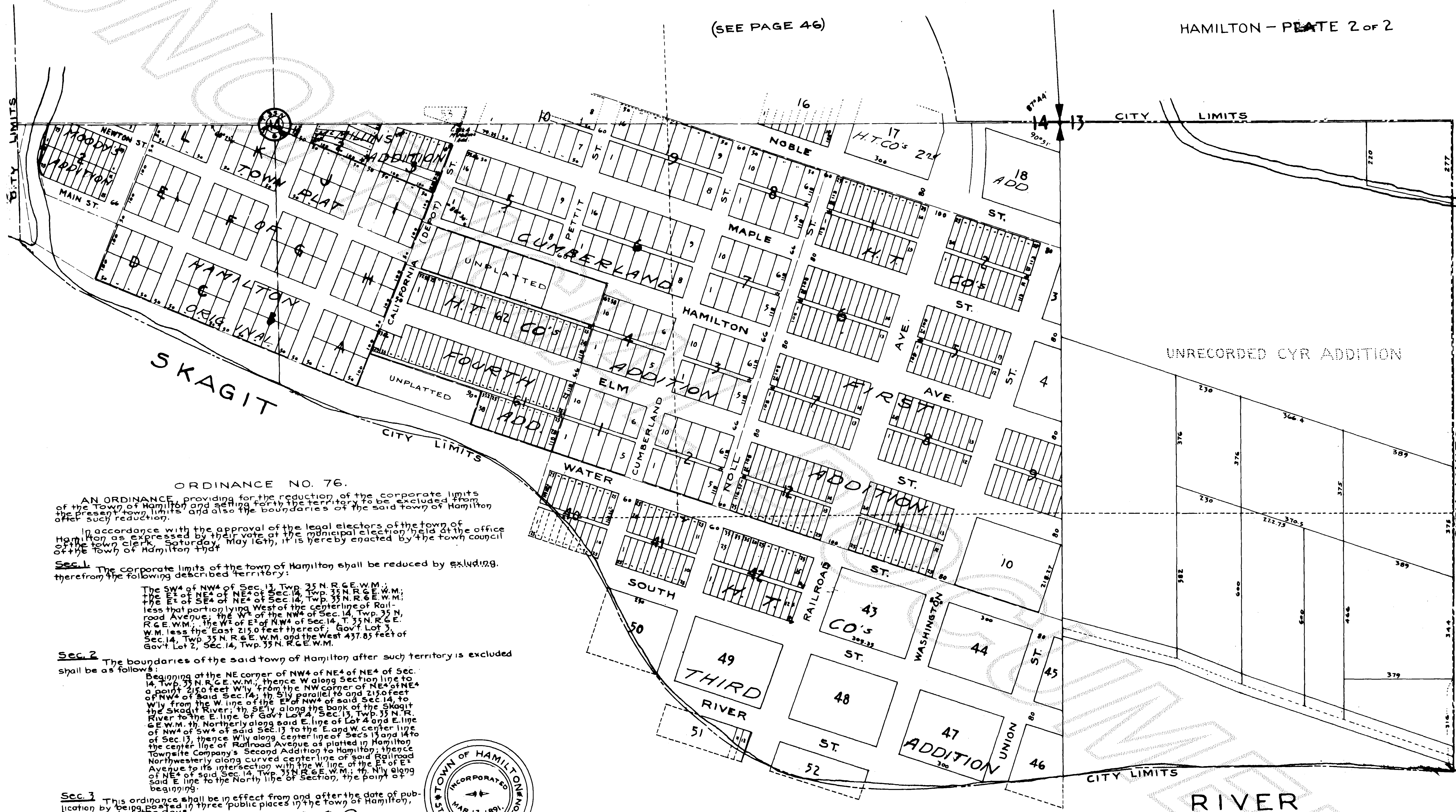
EWA. LEW

*E. Wanderson*  
Assistant Attorney General



(SEE PAGE 47)

(SEE PAGE 46)



ORDINANCE NO. 76.

AN ORDINANCE providing for the reduction of the corporate limits of the Town of Hamilton and setting forth the territory to be excluded from the present town limits and also the boundaries of the said town of Hamilton after such reduction.

In accordance with the approval of the legal electors of the town of Hamilton as expressed by their vote at the municipal election held at the office of the town clerk Saturday, May 16th, it is hereby enacted by the town council of the town of Hamilton that

**Sec. 1.** The corporate limits of the town of Hamilton shall be reduced by excluding therefrom the following described territory:

The SW<sup>1</sup>/<sub>4</sub> of NW<sup>1</sup>/<sub>4</sub> of Sec. 13, Twp. 35 N. R. 6 E. W. M.;  
 The E<sup>1</sup>/<sub>2</sub> of NE<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub> of Sec. 14, Twp. 35 N. R. 6 E. W. M.;  
 The E<sup>1</sup>/<sub>2</sub> of SE<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub> of Sec. 14, Twp. 35 N. R. 6 E. W. M.;  
 less that portion lying West of the centerline of Railroad Avenue; the W<sup>1</sup>/<sub>2</sub> of the NW<sup>1</sup>/<sub>4</sub> of Sec. 14, Twp. 35 N. R. 6 E. W. M.; the W<sup>1</sup>/<sub>2</sub> of E<sup>1</sup>/<sub>2</sub> of NW<sup>1</sup>/<sub>4</sub> of Sec. 14, Twp. 35 N. R. 6 E. W. M. less the East 215.0 feet thereof; Govt. Lot 3, Sec. 14, Twp. 35 N. R. 6 E. W. M. and the West 437.85 feet of Govt. Lot 2, Sec. 14, Twp. 35 N. R. 6 E. W. M.

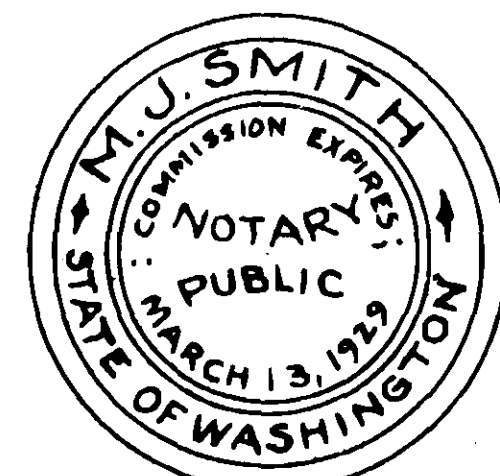
**Sec. 2.** The boundaries of the said town of Hamilton after such territory is excluded shall be as follows:

Beginning at the NE corner of NW<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub> of Sec. 14, Twp. 35 N. R. 6 E. W. M.; thence W along Section line to a point 215.0 feet Wly from the NW corner of NE<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub> of NW<sup>1</sup>/<sub>4</sub> of said Sec. 14; thence Sly parallel to and 215.0 feet Wly from the W line of the E<sup>1</sup>/<sub>2</sub> of NW<sup>1</sup>/<sub>4</sub> of said Sec. 14 to the Skagit River; thence Sely along the bank of the Skagit River to the E line of Govt. Lot 4, Sec. 13, Twp. 35 N. R. 6 E. W. M.; thence Nly along said E line of Lot 4 and E line of NW<sup>1</sup>/<sub>4</sub> of SW<sup>1</sup>/<sub>4</sub> of said Sec. 13 to the E and W center line of Sec. 13; thence Wly along center line of Sec. 13 and 14 to the center line of Railroad Avenue as platted in Hamilton Townsite Company's Second Addition to Hamilton; thence Northwesterly along curved center line of said Railroad Avenue to its intersection with the W line of the E<sup>1</sup>/<sub>2</sub> of E<sup>1</sup>/<sub>2</sub> of NE<sup>1</sup>/<sub>4</sub> of said Sec. 14, Twp. 35 N. R. 6 E. W. M.; thence Nly along said E line to the North line of Section; the point of beginning.

**Sec. 3.** This ordinance shall be in effect from and after the date of publication by being posted in three public places in the town of Hamilton, for a period of ten days.

Introduced May 18-1925  
 Passed May 18-1925  
 Approved June 1-1925

*M. O. Pence*  
 Mayor  
*M. H. Henry*  
 Clerk



State of Washington, } ss  
 County of Skagit

I, M. H. Henry, being first duly sworn on oath say: That on May 19th, 1925, I was the duly elected, qualified and acting town clerk of the town of Hamilton, Skagit County, Washington; That on said 19th of May, 1925, I posted three true and correct copies of the annexed ordinance, No. 76, in three of the following public places in the town of Hamilton, to-wit: One at post office, one at office of town clerk and one at Hamilton Drug Company Store.

*M. H. Henry*  
 Town Clerk



Subscribed and sworn to before me this 2d day of June, 1925.

*M. J. Smith*  
 Notary Public in and for the state of Washington, residing at Hamilton, Wash.

190663  
 FILED FOR RECORD AT REQUEST OF  
 on the 12 day of Jan. A. D. 1926, at 40 minutes past 2 o'clock P.M.  
 and recorded in Volume 4 of Plats at pages 46 and 47 Records  
 of SKAGIT COUNTY, WASHINGTON.

*C. E. Bertrand*  
 Auditor, Skagit County, Washington  
 By *Miss E. E. Elba*  
 DEPUTY