ORDINANCE NO. 2664

AN ORDINANCE of the City of Kent, Washington, providing for the acquisition of certain properties for the improvement of the combined sewerage utility, a part of which is the storm and surface water utility, for the purpose of draining swamps, marshes, or ponds, or filling the same and for such other purposes consistent with the City of Kent's Storm and Surface Water Utility, and Drainage Master Plan; providing for the condemnation, appropriation, taking and damaging of land and other property rights necessary therefor; all located within portions of Section 7 and Section 18, Township 22 North, Range 5 East, W.M. in King County, Washington.

[1986 Storm Drainage Acquisitions - II]

THE CITY OF KENT, WASHINGTON DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. The public convenience, use and necessity demand that the following described real property in King County, Washington be and the same is hereby condemned, and the City will acquire the fee interest of certain properties herein designated, for the improvement of the combined sewerage utility, a part of which is the storm and surface water utility, for the purpose of draining swamps, marshes or ponds, or filling the same, and for such other purposes consistent with the City of Kent's Storm and Surface Water Utility, and Drainage Master Plan, to-wit:

The description of Parcels 90235, 90236, 90240 and 90245 is attached hereto and incorporated herein by this reference.

Section 2. All lands, rights, privileges and other property lying within the limits of the lots, blocks and tracts of land described in Section 1 hereof are hereby condemned, appropriated, taken and damaged for the purpose of improving the combined sewerage utility, a part of which is the storm and surface water utility, and other public use and all lands, rights,
privileges and other properties are to be taken, damaged and appropriated only after just compensation has been made, or paid into court for the owners thereof in a manner provided by law.

Section 3. The entire cost of the improvement and acquisition provided by this Ordinance shall be paid from the Utility Fund, or from such General Funds of the City of Kent as may be provided by law.

Section 4. The City Attorney be and he is hereby authorized and directed to begin and prosecute the actions and proceedings in the manner provided by law to condemn, take, damage and appropriate the lands and other property necessary to carry out provisions of this Ordinance. In conducting said condemnation proceedings, the City Attorney is hereby authorized to enter into stipulations for the purpose of minimizing damages; such stipulations to include, but not limited to, size and dimensions of the taking, construction easements and other property interests.

Section 5. Effective Date. This ordinance shall take effect and be in force five (5) days from and after its passage, approval and publication as provided by law.

DAN KELLEHER, MAYOR

MARIE JENSEN, CITY CLERK

APPROVED AS TO FORM:
PASSED the ___ day of Oct, 1986.
APPROVED the ___ day of Oct, 1986.
PUBLISHED the ___ day of Oct, 1986.

I hereby certify that this is a true copy of Ordinance No. 2664, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

[Signature]
MARIE JENSEN, CITY CLERK
PARCEL #90235

MAIN PARCEL AND FEE TAKE DESCRIPTION

Parcel A

Tract 19, Shinn's Cloverdale Addition to Kent, according to the plat thereof recorded in Volume 6 of Plats, page 52, in King County, WA., Except that portion lying westerly of the Easterly line of PSH #5

And Except that portion of said tract described as follows:

Beginning at the Southeast corner of said tract; thence West along the South line of said tract a distance of 105.00 feet to the True Point of Beginning of exception; thence Northwesterly to a point which lies 55.00 feet North of said South line and lies 137.52 feet West of the East line of said tract; thence North parallel with said East line a distance of 245.00 feet; thence West at right angles to last described line a distance of 75.00 feet; thence South parallel with said East line a distance of 300.00 feet to a point on the South line of said tract; thence East along said South line a distance of 107.52 feet to the True Point of Beginning of exception.

Parcel B

That portion of the South half of the Northwest quarter of Section 7, Township 22 North, Range 5 East, Willamette Meridian, in King County, Washington, described as follows:

Beginning at the West quarter corner of said section; thence North along the West line thereof 767.62 feet; thence North 86°42' East along the South line of a 30 foot road, 1187.11 feet to the True Point of Beginning; thence South 0°06' East along an existing old fence 769.96 feet more or less, to the South line of said subdivision as established by a fence about 40 years old; thence Easterly along said South line, 1293.86 feet more or less, to the Southeast corner of said subdivision; thence North 0°13'45" West along the East line of said subdivision; 849.42 feet; thence South 82°34'10" West 744.79 feet to a point in the South line of a 30 foot road; thence South 88°42' West along said road 552 feet to the True Point of Beginning;

Except that portion lying Westerly of the Easterly line of PSH #5.
PARCEL #90236

MAIN PARCEL AND FEE TAKE DESCRIPTION

The West 270 feet of the Northwest quarter of the Southwest quarter of the Northeast quarter less portion condemned for S.R. 167; and together with the West 270 feet of the North half of the Southwest quarter of the Southwest quarter of the Northeast quarter; all in Section 7, Township 22 North, Range 5 East, Willamette Meridian in King County, Washington.
PARCEL #90240

MAIN PARCEL DESCRIPTION

That portion of the West half of the Northwest quarter of the Northwest quarter of the Southeast quarter of Section 7, Township 22 North, Range 5 East, Willamette Meridian, in King County, WA. described as follows:

Beginning at the Southwest corner of said subdivision; thence North 1°01'25" East along the West line of said subdivision 200 feet to the True Point of Beginning; thence continuing North 1°01'25" East along said line 456.33 feet to the Northwest corner of said subdivision; thence South 89°59'42" East along the North line of said subdivision; thence South 1°03'12" West along the East line of said subdivision 656.17 feet to the Southeast corner of said subdivision; thence South 89°58'36" West along the South line of said subdivision 196.14 feet; thence North 4°41'47" West 200.63 feet; thence South 89°58'36" West 113 feet to the True Point of Beginning.

FEE TAKE DESCRIPTION

The North 290.00 feet of the following described property:

That portion of the West half of the Northwest quarter of the Northeast quarter of the Southeast quarter of Section 7, Township 22 North, Range 5 East, Willamette Meridian, in King County, WA. described as follows:

Beginning at the Southwest corner of said subdivision; thence North 1°01'25" East along the West line of said subdivision 200 feet to the True Point of Beginning; thence continuing North 1°01'25" East along said line 456.33 feet to the Northwest corner of said subdivision; thence South 89°59'42" East along the North line of said subdivision; thence South 1°03'12" West along the East line of said subdivision 656.17 feet to the Southeast corner of said subdivision; thence South 89°58'36" West along the South line of said subdivision 196.14 feet; thence North 4°41'47" West 200.63 feet; thence South 89°58'36" West 113 feet to the True Point of Beginning.
PARCEL #90245

MAIN PARCEL DESCRIPTION

The North half of the West 645 feet of the Northwest quarter of the Northeast quarter of the Southeast quarter, Section 18, Township 22 North, Range 5 East, Willamette Meridian, in King County, Washington, less County road; and less the East 129 feet of the North 165 feet of the West half thereof.

FEE TAKE DESCRIPTION

The North 301.53 feet of the East 160 feet of the following described property:

The North half of the Northwest quarter of the Northeast quarter of the Southeast quarter in Section 18, Township 22 North, Range 5 East EXCEPT roads.