AN ORDINANCE of the City of Kent, Washington, providing for street, storm drainage, utility and other construction and improvements; providing for the condemnation, appropriation, taking and damaging of land and other property therefore; all located approximately on Smith Street from First Avenue to Jason Avenue in Kent, Washington.

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 for the purpose of street drainage utility and other construction and improvements on real property generally located on Smith Street from First Avenue to Jason Avenue and more particularly described in Exhibit A 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 purposes set forth above; and lands, rights, privileges and other properties necessary to be taken, used or damaged in the development and construction of the improvements as set forth in Section 1 above, and Exhibit A thereto, are hereby condemned, appropriated, taken and damaged for the public use of such purpose, 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 the court for the owners thereof in the manner provided by law.

Section 3. The entire cost of the acquisitions provided for by this ordinance shall be paid from the Smith Street Project fund or General Fund or such other funds of the City of Kent as may be provided by law.

Section 4. The City Attorney be and she is hereby authorized and directed to begin and prosecute the actions and proceedings in a manner provided by law to condemn, take, damage and appropriate land and other property necessary to carry out the provisions of
land and other property necessary to carry out the 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 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

ATTEST:

MARIE JENSEN, CITY CLERK

APPROVED AS TO FORM:

SANDRA DRISCOLL, CITY ATTORNEY

PASSED the 7 day of July, 1987.
APPROVED the 8 day of July, 1987.
PUBLISHED the 10 day of July, 1987.

I hereby certify that this is a true copy of Ordinance No. 2229, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

MARIE JENSEN, CITY CLERK

4920-170
That portion of Lots 12 thru 15, Block 19 Washington Central Improvement Co.'s 1st Addition to Kent, recorded in Volume 3, Page 97, Records of King County, Washington; lying Southerly of the following described line;

Beginning at the South corners common to Lots 15 and 16 of said plat; thence North along the West line of said Lot 15 a distance of 8.81 feet and the True Point of Beginning of line herein described; thence Easterly along a curve concave to the Southwest with a radius of 634.5 feet, a central angle of 5°27'35"; an arc length of 60.46 feet to a point of reverse curve; thence Easterly along a curve concave to the Northeast with a radius of 1,165.5 feet, a central angle of 207°08"; an arc length of 43.10 feet to terminus of line herein described.

AND ALSO

That portion of Lots 16 thru 21, Block 19 Washington Central Improvement Co.'s 1st Addition to Kent, recorded in Volume 3, Page 97, Records of King County, Washington; lying Southerly of the following described line;

Beginning at the South corners common to Lots 15 and 16 of said plat; thence North along the East line of said Lot 16 a distance of 8.81 feet and the True Point of Beginning of line herein described; thence Westerly along a curve concave to the Southwest with a radius of 634.5 feet; a central angle of 1°27'23"; an arc length of 16.09 feet; thence South 89°41'56.8" W a distance of 175.07 feet to terminus of line herein described.