

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 3168

AN ORDINANCE amending Ordinance No. 3088, as amended by Ordinance 3103, authorizing condemnation of certain real property for storm drainage purposes, to reflect the nature and extent of interests actually to be acquired.

WHEREAS, certain real property in the City was condemned under Ordinance No. 3088 for storm drainage; and

WHEREAS, errors in certain of the property descriptions were later corrected by Ordinance No. 3103; and

WHEREAS, on one parcel it has since been determined that a minor adjustment must be made in the easement area; and

WHEREAS, on several of the parcels where an easement was originally sought, the nature of the use of the property requires that the entire parcel be acquired; and

WHEREAS, the condemning ordinance should be amended to authorize the acquisition of those property rights actually to be taken; now, therefore

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. The subsections of Ordinance No. 3088, as amended by Ordinance No. 3103, describing Parcels Number 001-133-012, 001-133-013, 001-133-016, 001-133-071, and 001-197-050, are hereby amended to correct the descriptions of the interest taken, as set forth in full in Exhibit I, annexed hereto and incorporated herein by reference.

Section 2. This ordinance shall be published by posting it in the three official posting places of the City, and take effect and be in force five days after the date of posting.

PASSED by the City Council this 11th day of October, 1982,
and signed in authentication of its passage this 11th day
of October, 1982.

(SEAL)



Roy A. Ferguson, Mayor

Approved as to form:

Linda M. Youngs, City Attorney



Scott C. McKee, Special Assistant City Attorney

Attest:



Marie K. O'Connell, Acting City Clerk

Published October 16, 1982

EXHIBIT I

PARCEL 001-133-012

Taking in fee:

Lots 1 and 2, Block 1 of Kirkland Gardens Addition to Kirkland, according to the plat recorded in Volume 7 of Plats, page 12, in King County, Washington; EXCEPT the North 234.4 feet thereof; EXCEPT the South 196.00 feet thereof; EXCEPT portions conveyed to King County for roads, by Deeds recorded under Auditor's File Nos. 5755868 and 6344629, situate in the City of Bellevue, County of King, State of Washington; AND EXCEPT portion condemned for road purposes under King County Superior Court Cause no. 823331; and containing 42,294 square feet, more or less;

Together with:

The South 196.00 feet of Lots 1 and 2, Block 1 of Kirkland Gardens Addition to Kirkland, according to the plat recorded in Volume 7 of Plats, page 12, in King County, Washington.

EXCEPT portion condemned for road purposes under King County Superior Court Cause No. 823331; and containing 42,750 square feet, more or less.

PARCEL 001-133-013

Taking in fee:

The North 234.4 feet of Lots 1 and 2, Block 1, Kirkland Gardens Addition to Kirkland, according to plat recorded in Volume 7 of Plats, page 12, in King County, Washington; EXCEPT the North 200.0 feet of said Lot 1; EXCEPT the North 200.0 feet of the West 50.0 feet of said Lot 2; EXCEPT those portions conveyed for 148th Avenue Northeast and Northeast 8th Street by deeds recorded under King County Recording Nos. 4970970, 5755868 and 7709260337; and containing 20,243 square feet, more or less.

PARCEL 001-133-016

Taking in fee:

Lots 3 and 4, Block 1 of Kirkland Garden Addition, according to the plat recorded in Volume 7 of Plats, page 12, in King County, Washington; EXCEPT the North 40.00 feet thereof as condemned for roads to King County by Superior Court Cause No. 616796; and containing 151,545 square feet, more or less.

PARCEL 001-133-071

Easement rights over, under, upon and across the following described land for rights to a) flood more frequently than that which is naturally occurring:

Lot 7, 8, 9, 10, 11, and 12, and the West 30 feet of Lot 13, all in Block 2, Kirkland Gardens Addition to Kirkland, according to plat recorded in Volume 7 of Plats, page 12, in King County, Washington; EXCEPT the North 180 feet of said lots 11 and 12; AND EXCEPT the South 150 feet of said lots 11, 12 and 13; AND EXCEPT the East 105 feet of the North half of said lot 10; and containing 381,965 square feet, more or less; and more particularly described as follows:

COMMENCING at the Southwest corner of said LOT 7; thence North 0°03'44" West along the West line of said lot a distance of 29.75 feet to the POINT OF BEGINNING; thence continuing North 0°03'44" West along said West line 511.00 feet; thence South 45°03'44" East 39.60 feet; thence South 35°25'29" East 38.01 feet; thence South 73°48'07" East 25.00 feet; thence North 89°56'16" East 34.00 feet; thence South 8°28'07" West 20.22 feet; thence South 17°48'59" West 32.57 feet; thence South 6°24'09" East 36.22 feet; thence South 14°40'59" East 47.54 feet; thence South 4°32'49" East 51.16 feet; thence South 45°55'02" East 47.38 feet; thence South 31°01'34" East 29.16 feet; thence South 0°03'44" East 46.00 feet; thence South 23°44'37" West 37.16 feet; thence South 8°41'02" West 26.31 feet; thence South 0°03'44" East 30.00 feet; thence South 34°26'33" East 46.04 feet; thence South 87°16'29" West 43.05 feet; thence South 60°52'59" West 20.59 feet; thence North 76°01'34" West 28.86 feet; thence South 76°15'59" West 38.08 feet; thence North 49°08'52" West 19.85 feet; thence South 89°56'16" West 10.00 feet; thence South 35°28'32" West 34.41 feet to the POINT OF BEGINNING, and containing 57,841 square feet, more or less.

PARCEL 001-197-050

Taking in fee:

The East half of the South half of the South half of the Southwest quarter of the Southeast quarter of Section 22, Township 25 North, Range 5 East, W.M., in King County, Washington; EXCEPT the South 30 feet thereof; AND EXCEPT that portion thereof condemned by the State of Washington for highway purposes under King County Superior Court Cause No. 72440; and containing 189,486 square feet, more or less; and more particularly described as follows:

A portion of the East Half of the South Half of the South Half of the Southwest Quarter of the Southeast Quarter of Section 22, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows:

Beginning at the Northwest corner of said half-half-half-quarter-quarter section; thence South 88°17'20" East 194.92 feet along the north line of said half-half-half-quarter-quarter section; thence South 1°25'29" West 299.26 feet to the North margin of N.E. 24th Street; thence North 88°16'05" West 195.46 feet along said North margin to the West line of said half-half-half-quarter-quarter section; thence North 1°31'40" East 299.19 feet along said West line to the Point of Beginning and containing 58,405 square feet, more or less.