

2837c
11-3-87

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 3846

AN ORDINANCE authorizing and providing for the acquisition of interests in land for the purpose of improving a portion of Northup Way from 124th Avenue N.E. to 130th Avenue N.E. within the City of Bellevue; providing for condemnation, appropriation, taking and damaging of land and property rights necessary therefor; providing for the cost thereof and directing the initiation of appropriate proceedings in the manner provided by law for said condemnation.

WHEREAS, the City Council has, by Ordinance No. 3245, established the improvement of Northup Way from 124th Avenue N.E. to 130th Avenue N.E. as a project within the Capital Improvement Plan, and has, by Resolution No. 4607, approved the 1986-1990 Capital Improvement Plan; and

WHEREAS, the City Council has, by Ordinance No. 3832, created L.I.D. 266 to pay a portion of the cost of the improvements; and

WHEREAS, the improvements are necessary to provide needed sidewalks, landscaping, street lighting and signalization; and

WHEREAS, the City Council finds that the public health, safety, necessity and convenience demand that said project be undertaken and that in order to carry out the project, it is necessary at this time for the City to acquire interests and rights to the properties described herein; and

WHEREAS, the City Council finds and declares it necessary and in the best interest of the public that interests in the land and property rights hereafter described be condemned, appropriated, taken and damaged for public use, subject to the making or paying of just compensation to the owners thereof in the manner provided by law; now, therefore

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

Section 1. The lands and property rights within the City of Bellevue, King County, Washington, described in the attached Exhibit "A," which descriptions are hereby incorporated by reference, necessary for public road purposes, are hereby condemned, appropriated, taken and damaged for such public purposes, subject to the making or paying of just compensation to the owners thereof in the manner provided by law.

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Section 2. The cost and expense of acquiring said property rights shall be paid for from the General Fund of the City of Bellevue, special assessments, or from other monies the City may have available or obtain therefor.

Section 3. The City Attorney is hereby authorized and directed to undertake proceedings provided by law to condemn, appropriate, take and damage the land and property necessary to carry out the provisions of this ordinance.

Section 4. This ordinance shall take effect and be in force five days after its passage and legal publication.

PASSED by the City Council this 16th day of November, 1987, and signed in authentication of its passage this 16th day of November, 1987.

(SEAL)



Cary E. Bozeman, Mayor

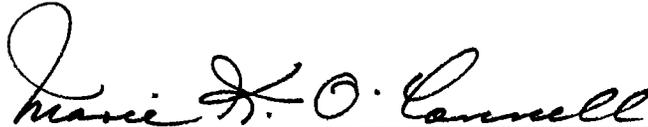
Approved as to form:

Richard L. Andrews, City Attorney



Scott McKee, Assistant City Attorney

Attest:



Marie K. O'Connell, City Clerk

Published November 20, 1987

4371m

PW-R-9
PW-N 1305
Temporary Construction Easement

That portion of the West half of the Northwest quarter of the Southeast quarter of the Northeast quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows:

Commencing at the Northeast corner of said half-quarter-quarter-quarter section;

thence South $00^{\circ}53'11''$ West 39.50 feet along the East line of said half-quarter-quarter-quarter section to the True Point of Beginning;

thence continuing South $00^{\circ}53'11''$ West 73.00 feet;

thence North $88^{\circ}13'05''$ West 25.00 feet

thence North $00^{\circ}53'11''$ East 40.00 feet;

thence North $88^{\circ}13'05''$ West 35.00 feet;

thence North $00^{\circ}53'11''$ East 32.84 feet;

thence South $88^{\circ}22'32''$ East 60.00 feet to the True Point of Beginning and containing 2,975 square feet, more or less.

Also, that portion of the West half of the Northwest quarter of the Southeast quarter of the Northeast quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows:

Commencing at the Northwest corner of said half-quarter-quarter-quarter section;

thence South $00^{\circ}53'11''$ West 25.63 feet along the West line of said half-quarter-quarter-quarter section to the Southerly margin of Northup Way (N.E. 20th Street) and the True Point of Beginning;

said point also being the point of a non-tangent curve whose center bears North $13^{\circ}56'46''$ East a radius distance of 640.00 feet;

thence Southeasterly along said Southerly margin on said curve to the left through a central angle of $5^{\circ}27'41''$ an arc distance of 61.00 feet;

thence South $00^{\circ}53'11''$ West 35.00 feet;

thence North $88^{\circ}13'05''$ West 40.00 feet;

thence South $00^{\circ}53'11''$ West 40.00 feet;

thence North $88^{\circ}13'05''$ West 20.00 feet to said West line;

thence North $00^{\circ}53'11''$ East 85.00 feet along said West line to True Point of Beginning and containing 3,170 square feet, more or less.

Being a portion of Tax Account No. 282505-9012-01

2257n

PW-R-9
PW-N 1309
Slope Easement

That portion of the Northwest quarter of the Northwest quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows:

Commencing at the intersection of the West line of said quarter-quarter section and the center line of Northup Way (C.B. Howard Road No. 833);
thence South $81^{\circ}32'00''$ East 133.09 feet along said center line;
thence Southeasterly along said center line on a curve to the right having a radius of 1,100.00 feet, through a central angle of $9^{\circ}28'49''$, an arc length of 182.01 feet;
thence North $17^{\circ}56'49''$ East 66.24 feet to the Northeasterly margin of said Northup Way and also being the Southwest corner of the owners' land;
thence South $59^{\circ}15'31''$ East 121.64 feet along said Northeasterly margin to the True Point of Beginning;
thence South $63^{\circ}13'00''$ East 387.80 feet to the East line of the owners' land;
thence South $00^{\circ}52'18''$ West 4.45 feet along said East line to said Northeasterly margin;
thence North $63^{\circ}13'00''$ West 331.94 feet along said Northeasterly margin;
thence North $59^{\circ}15'31''$ West 57.94 feet along said Northeasterly margin to the True Point of Beginning and containing 1,439 square feet, more or less.

Also, that portion of the Northwest quarter of the Northeast quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows:

Commencing at the intersection of the West line of said quarter-quarter section and the center line of Northup Way (C.B. Howard Road No. 833);
thence South $81^{\circ}32'00''$ East 133.09 feet along said center line;
thence Southeasterly along said center line on a curve to the right having a radius of 1,100.00 feet, through a central angle of $12^{\circ}31'14''$, an arc distance of 240.38 feet;
thence North $20^{\circ}59'14''$ East 53.96 feet to the Northeasterly margin of Northup Way and the True Point of Beginning;
thence North $59^{\circ}15'30''$ West 62.76 feet along said Northeasterly margin to the West line of the owners' land;
thence North $00^{\circ}42'16''$ East 11.55 feet along said West line;
thence South $59^{\circ}15'30''$ East 68.55 feet; thence South $30^{\circ}44'30''$ West 10.00 feet to the True Point of Beginning and containing 657 square feet, more or less.

Being a portion of Tax Account No. 282505-9072-32

PW-R-9
 PW-N1311
 Temporary Construction Easement

That portion of the Northwest quarter of the Northeast quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows: Commencing at the intersection of the West line of said quarter-quarter section and the center line of Northup Way (C.B. Howard Road No. 833); thence South 81°32'00" East 133.09 feet along said center line; thence Southeasterly along said center line on a curve to the right having a radius of 1,100.00 feet, through a central angle of 9°28'49", an arc distance of 182.01 feet; thence North 17°56'49" East 66.24 feet to the Northeasterly margin of said Northup Way; thence South 59°15'31" East 179.58 feet along said Northeasterly margin; thence South 63°13'00" East 456.66 feet along said Northeasterly margin to the West line of the owners' land; thence North 00°52'18" East 11.12 feet along said West line to the Northeasterly line of an easement for highway slopes recorded under King County Recording No. 7104270130 and the True Point of Beginning; thence continuing North 00°52'18" East 37.80 feet; thence South 63°13'00" East 75.00 feet; thence South 26°47'00" West 34.00 feet to the Northeasterly line of said easement; thence North 63°13'00" West 58.48 feet along said Northeasterly line to the True Point of Beginning and containing 2,269 square feet, more or less.

Also that portion of the Northwest quarter of the Northeast quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows: Commencing at the intersection of the West line of said quarter-quarter section and the center line of Northup Way (C.B. Howard Road No. 833); thence South 81°32'00" East 133.09 feet along said center line; thence Southeasterly along said center line on a curve to the right having a radius of 1,100.00 feet, through a central angle of 9°28'49", an arc distance of 182.01 feet; thence North 17°56'49" East 66.24 feet to the Northeasterly margin of said Northup Way; thence South 59°15'31" East 179.58 feet along said Northeasterly margin; thence South 63°13'00" East 581.39 feet along said Northeasterly margin to the East line of the owners' land; thence North 00°52'18" East 4.45 feet along said East line to the True Point of Beginning; thence continuing along said East line North 00°52'17" East 13.76 feet; thence South 26°47'00" West 2.38 feet; thence North 63°13'00" West 63.14 feet; thence South 26°47'00" West 4.00 feet; thence South 63°13'00" East 4.96 feet; thence South 47°16'17" East 21.85 feet; thence South 63°13'00" East 43.19 feet to the True Point of Beginning and containing 576 square feet, more or less.

Being a Portion of Tax Account No. 282505-9232-39

PW-R-9
PW-N1311

Foundation Easement

That portion of the Northwest quarter of the Northeast quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows: Commencing at the intersection of the West line of said quarter-quarter section and the center line of Northup Way (C.B. Howard Road No. 833); thence South 81°32'00" East 133.09 feet along said center line; thence Southeasterly along said center line on a curve to the right having a radius of 1,100.00 feet, through a central angle of 9°28'49", an arc distance of 182.01 feet; thence North 17°56'49" East 66.24 feet to the Northeasterly margin of said Northup Way; thence South 59°15'31" East 179.58 feet along said Northeasterly margin; thence South 63°13'00" East 581.39 feet along said Northeasterly margin to the East line of the owner's land and the True Point of Beginning; thence North 63°13'00" West 31.14 feet along said Northeasterly margin to the Northeasterly line of an easement for highway slopes recorded under King County Recording No. 7104270130; thence North 47°16'17" West 14.56 feet along said Northeasterly line; thence South 63°13'00" East 43.19 feet to the East line of said owners' land; thence South 00°52'17" West 4.45 feet along said East line to the True Point of Beginning and containing 149 square feet, more or less.

Being a portion of Tax Account No. 282505-9232-39

PW-N1312
Temporary Construction Easement

That portion of the Northwest quarter of the Northeast quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows: Commencing at the intersection of the West line said quarter-quarter section and the center line of of Northup Way (C.B. Howard Road No. 833); thence South 81°32'00" East 133.09 feet along said center line; thence Southeasterly along said center line on a curve to the right having a radius of 1,100.00 feet, through a central angle of 9°28'49", an arc distance of 182.01 feet; thence North 17°56'49" East 66.24 feet to the Northeasterly margin of said Northup Way; thence South 59°15'31" East 179.58 feet along said Northeasterly margin; thence South 63°13'00" East 633.43 feet along said Northeasterly margin to the East line of the owners' land; thence North 26°47'00" East 4.00 feet along said East line to the True Point of Beginning; thence North 63°13'00" West 53.99 feet to the West line of owner's land; thence North 00°52'17" East 13.76 feet along said West line; thence North 26°47'00" East 27.62 feet; thence South 63°13'00" East 60.00 feet to the East line of said owners' land; thence South 26°47'00" West 40.00 feet along said East line to the True Point of Beginning and containing 2,363 square feet, more or less.

Being a portion of Tax Account No. 282505-9134-04

PW-R-9
PW-N1312

Foundation Easement

That portion of the Northwest quarter of the Northeast quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows: Commencing at the intersection of the West line said quarter-quarter section and the center line of Northup Way (C.B. Howard Road No. 833);

thence South 81°32'00" East 133.09 feet along said center line;

thence Southeasterly along said center line on a curve to the right having a radius of 1,100.00 feet, through a central angle of 9°28'49", an arc distance of 182.01 feet;

thence North 17°56'49" East 66.24 feet to the Northeasterly margin of said Northup Way;

thence South 59°15'31" East 179.58 feet along said Northeasterly margin;

thence South 63°13'00" East 633.43 feet along said Northeasterly margin to the East line of the owners' land and the True Point of Beginning;

thence North 63°13'00" West 52.04 feet along said Northeasterly margin to the West line of said owners' land;

thence North 00°52'17" East 4.45 feet along said West line;

thence South 63°13'00" East 53.99 feet to the East line of said owners' land;

thence South 26°47'00" West 4.00 feet along said East line to the True Point of Beginning and containing 212 square feet, more or less.

Being a portion of Tax Account No. 282505-9134-04

PW-N1313

Foundation Easement

That portion of the Northwest quarter of the Northeast quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows: Commencing at the intersection of the West line of said quarter-quarter section and the center line of Northup Way (C.B. Howard Road No. 833);

thence South 81°32'00" East 133.09 feet along said center line;

thence Southeasterly along said center line on a curve to the right having a radius of 1,100.00 feet, through a central angle of 9°28'49", an arc distance of 182.01 feet;

thence North 17°56'49" East 66.24 feet to the Northeasterly margin of said Northup Way;

thence South 59°15'31" East 179.58 feet along said Northeasterly margin;

thence South 63°13'00" East 633.43 feet along said Northeasterly margin to the West line of the owner's land and the True Point of Beginning;

thence North 26°47'00" East 4.00 feet along said West line;

thence South 63°13'00" East 151.06 feet to the East line of the owners' land;

thence South 00°53'11" West 4.45 feet along said East line to Northeasterly margin of said Northup Way;

thence North 63°13'00" West 153.00 feet along said Northeasterly margin to the True Point of Beginning and containing 608 square feet, more or less.

Being a portion of Tax Account no. 282505-9237-00

4377m

PW-R-9
PW-N 1329
Fee Simple

That portion of the West half of the Northeast quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows: Commencing at the Northeast corner of the Southwest quarter of the Northeast quarter of said Section 28; thence South $00^{\circ}53'11''$ West 25.63 feet along the East line of said quarter-quarter section to the Southerly margin of Northup Way (N.E. 20th Street) and the point of a non-tangent curve whose center bears North $13^{\circ}56'46''$ East a radius distance of 640.00 feet; thence Northwesterly along said Southerly margin on a curve to the right through a central angle of $17^{\circ}54'11''$ an arc distance of 199.98 feet to the True Point of Beginning; thence North $63^{\circ}13'00''$ West 162.86 feet to the West line of the owners' land; thence North $00^{\circ}53'11''$ East 8.34 feet along said West line to the Southerly margin of Northup Way; thence South $63^{\circ}13'00''$ East 110.33 feet along said Southerly margin to the point of a non-tangent curve whose center bears North $36^{\circ}55'30''$ East a radius distance of 640.00 feet; thence Southeasterly along said Southerly margin on said curve to the left through a central angle of $5^{\circ}04'33''$ an arc distance of 56.70 feet to the True Point of Beginning and containing 1,001 square feet, more or less.

Being a portion of of Tax Account No. 282505-9057-31

Slope, Foundation and Utility Easement

That portion of the West half of the Northeast quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows:

Commencing at the Northeast corner of the Southwest quarter of the Northeast quarter of said Section 28; thence South $00^{\circ}53'11''$ West 25.63 feet along the East line of said quarter-quarter section to the Southerly margin of Northup Way (N.E. 20th Street) and the point of a non-tangent curve whose center bears North $13^{\circ}56'46''$ East a radius distance of 640.00 feet; thence Northwesterly along the Southerly margin of said curve to the right through a central angle of $12^{\circ}50'13''$ an arc distance of 143.39 feet to the True Point of Beginning; thence North $63^{\circ}13'00''$ West 218.16 feet to the West line of the owners' land; thence North $00^{\circ}53'11''$ East 2.78 feet along said West line; thence South $63^{\circ}13'00''$ East 162.86 feet to the Southerly margin of Northup Way and the point of a non-tangent curve whose center bears North $31^{\circ}50'58''$ East a radius distance of 640.00 feet; thence Southeasterly along said Southerly margin on said curve to the left through a central angle of $05^{\circ}03'58''$ an arc distance of 56.59 feet to the True Point of Beginning and containing 453 square feet, more or less.

Being a portion of Tax Account No. 282505-9057-31

A. J. Brown

PW-R-9
PW-N1329

Slope Easement

That portion of the West half of the Northeast quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows:

Commencing at the Northeast corner of the Southwest quarter of the Northeast quarter of said Section 28; thence South $00^{\circ}53'11''$ West 25.63 feet along the East line of said quarter-quarter section to the Southerly margin of Northup Way (N.E. 20th Street) and the point of a non-tangent curve whose center bears North $13^{\circ}56'46''$ East a radius distance of 640.00 feet; thence Northwesterly along said Southerly margin on said curve to the right through a central angle of $04^{\circ}05'03''$ and arc distance of 45.62 feet to the True Point of Beginning; thence South $05^{\circ}42'27''$ West 15.35 feet; thence North $59^{\circ}24'00''$ West 103.14 feet to the Southerly margin of Northup Way and the point of a non-tangent curve whose center bears North $26^{\circ}47'00''$ East a radius distance of 640.00 feet; thence Southeasterly along said Southerly margin on said curve to the left through a central angle of $08^{\circ}45'10''$ an arc distance of 97.77 feet to the True Point of Beginning and containing 596 square feet, more or less.

Being a portion of Tax Account No. 282505-9057-31

Temporary Construction Easement

That portion of the West half of the Northeast quarter of Section 28, Township 25 North, Range 5 East, W.M., in King County, Washington, described as follows:

Commencing at the Northeast corner of the Southwest quarter of the Northeast quarter of said Section 28; thence South $00^{\circ}53'11''$ West 25.63 feet along the East line of said quarter-quarter section to the Southerly margin of Northup Way (N.E. 20th Street) and the True Point of Beginning; thence continuing South $00^{\circ}53'11''$ West 80.79 feet along said East line; thence North $63^{\circ}13'00''$ West 66.70 feet; thence North $00^{\circ}53'11''$ East 50.87 feet; thence North $59^{\circ}24'00''$ West 88.92 feet; thence North $63^{\circ}13'00''$ West 170.58 feet; thence South $00^{\circ}53'11''$ West 43.33 feet; thence North $63^{\circ}13'00''$ West 45.00 feet to the West line of the owners' land; thence North $00^{\circ}53'11''$ East 48.89 feet along said West line; thence South $63^{\circ}13'00''$ East 218.16 feet to the Southerly margin of Northup Way; thence South $59^{\circ}24'00''$ East 103.14 feet; thence North $05^{\circ}42'47''$ East 15.35 feet to the Southerly margin of Northup Way and the point of a non-tangent curve whose center bears North $18^{\circ}01'49''$ East a radius distance of 640.00 feet; thence Southeasterly along said Southerly margin on said curve to the left through a central angle of $04^{\circ}05'03''$ an arc distance of 45.62 feet to the True Point of Beginning and containing 7,516 square feet, more or less.

Being a portion of Tax Account No. 282505-9057-31

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