

ORDINANCE NO. 242

An ordinance providing for the taking and damaging of land and other property within or without the Town of Kirkland, necessary for a system of waterworks for furnishing the Town of Kirkland, and the inhabitants thereof with ample supply of water for all purposes and for protecting such supply from pollution, and for ascertaining ~~such supply~~ the just compensation to be made for the property to be taken or damaged for such purpose, and improving such system, and submitting said system ~~and~~ plan and the proposition ~~or~~ ^{and} authority to be come indebted therefore to the qualified voters of the Town of Kirkland for ratification or rejection at the general election to be held in said town on the 10 day of March 1925.

Whereas the said Town adopted a system of waterworks by ordinance No. 116, and said proposed system was approved and ratified by the qualified voters of the said Town on the 15th day of November, 1913, and whereas such system is in danger of becoming polluted, and is in need of repairs and improvements.

Be it Ordained by the Council of the Town of Kirkland

Section 1, That the town of Kirkland hereby specifies and adopts a system or plan to construct, condemn and purchase, purchase or otherwise acquire property and maintain and make the necessary improvements as specified in section (2) of this ordinance, declares the estimated cost thereof, as near as may be, and proposes to become indebted therefor as set forth in section (3) of this ordinance, and does hereby submit to the qualified voters of the Town of Kirkland at the general election to be held in the Town of Kirkland on the 10 day of March, 1925, said system or plan and the proposition and authority to become indebted and to issue negotiable bonds therefore.

Section 2. That the plan or system of said proposed system of improvement is hereby specified and adopted, and the estimated cost thereof as near as may be, is hereby declared to be as follows:-

It is proposed to condemn and purchase, purchase or otherwise acquire ~~for the~~

for the purpose of furnishing said Town and the inhabitants thereof with an ample supply of water for all purposes, public and private, including water power and other power derived therefrom, and to protect such supply from pollution, certain lands within or without the limits of said Town described as follows:-

and to condemn and purchase, purchase or otherwise acquire other land or property that may be necessary for a pumping station as said council in its discretion may prescribe and make such necessary improvements and alterations as may be necessary to the preservation and upkeep of the same.

Section 3. That the estimated cost and expense of the system or plan herein specified and adopted is hereby declared, as near as may be, to be the sum of (\$15,000⁰⁰)

Section 4. That at the general election to be held in the Town of Kirkland and the voting precinct therein on the 15 day of March, 1925 the question of the ratification or rejection of said proposed plan or system as set out in section (2) of this ordinance will be submitted to the qualified voters of the Town of Kirkland, and the question of incurring the bonded indebtedness in the sum of (\$15,000⁰⁰) and the issuance of bonds therefor as provided in section (5) of this ordinance.

Section 5. That the Town of Kirkland become indebted and issue general Town bonds to raise revenue to meet the cost of said system or plan in an amount not exceeding said estimated cost of (\$15,000⁰⁰), said bonds to be payable twenty years from their date of issue, to bear interest not to exceed 6% per annum payable semiannually for which coupons shall be attached and be made a part of said bonds, and be payable both principal and interest, at the fiscal agency of the State of Washington, in New York City, said bonds shall be in such form and bear such date as may be hereinafter prescribed by the Town Council of the Town of Kirkland

Section 6. The proposition and question so submitted shall be voted upon in the following manner, to-wit: Every elector electing to vote

at said election, shall be handed a ballot containing the following:-

A proposition submitting to the qualified voters of the Town of Kirkland at the general election to be held in the Town of Kirkland on the 10 day of March, 1925, the question of creating an indebtedness for the purpose of providing funds for the condemnation of property and general improvement of the Water system as specified and adopted in section (2) of Ordinance No 242 of said Town. Apporved January 19, 1925, and authorizing the issuance and sale of general negotiable ^{coupon} bonds of said Town of Kirkland, in the sum of (\$⁰⁰15,000) payable 20 yrs. from date thereof and bearing interest at the rate of 6% per annum, payable semiannually, said bonds being payable out of a sinking fund to be created as provided by statute. *Ballot will be as follows*

Bonds----- Yes() *shall the town issue \$15000*
Bonds-----No () *in bonds for improvement of water system as provided in ordinance No. 242 dated January 19 1925*

Section 6. In case two thirds of the qualified voters of the Town of Kirkland, voting at said election, vote in favor of said system or plan for improving said water works as setforth in this ordinance, and the said proposition of becoming indebted and issuing general town bonds to meet the cost of said system or plan, the same shall constitute and be an assent to and adoption of said system or plan for the improvement of said waterworks and shall constitute and be an assent and authority to become indebted and issue general town bonds, as detailed in section (5) of this ordinance, to raise revenue to meet the cost of said system or plan; said bonds to conform in all respects to the provisions of Chapter 150 of the Session laws of 1909 of the State of Washington, and acts amendatory thereof or supplemental thereto, and the Mayor and Town Council shall provide, by the necessary ordinances, for the issuance and sale of said bonds and the payment of the interest and principal thereof in accordance to law.

Section 7. There shall be levied each year by the Council of said Town in its anual tax levy, a tax upon all the property in said town subject to taxation, sufficient to pay the interest on said bonds as the same may

accrue, and the amount of such tax, as collected, shall be by the Town Treasure credited to a special fund for the payment of the interest on said bonds, and no part of said funds shall be diverted to any other purpose than the payment of such interest, and the faith, credit and property of the Town of Kirkland are hereby irrevocably pledged for the annual levy and collection of such tax and the regular payment of such interest, and the payment of the principal of such bonds at maturity. Such taxes shall become due and collectable as other taxes.

Section 8. At least seven (7) years prior to the maturity of said bonds and thereafter in each year until their maturity, there shall be levied by the Town council of said town, in its anual tax levy, a tax upon all the property of said town subject to taxation, sufficient to accumulate during the series of years a fund equal to the principal sum of all said bonds remaining unpaid and not owned by said town, and the amount of said tax as collected shall be by the Treasurer of said Town credited to a special fund for the payment of the principal of such bonds, and no part of such fund shall be diverted to any other purpose than the payment of such principal, and the faith, property and credit of said Town, are hereby pledged for the levy and collection of such tax, and the payment of the principal of such bonds at the maturity thereof, but such sinking fund, or any accumulated portion thereof may be invested at any time or times, not less than six months prior to the maturity of such bonds, in case the town council shall so direct, in any bonds issued in pursuance of this prdinance, to the extent only of the face amount of the principal of such bonds, or in any interest bearing bonds of the United States of America, or of the State of Washington, or in any other securities in which its investment may be authorized by the Laws of the this State, in which case all interest and premiums which may be realized on any investment as well as the principal thereof shall be credited to such sinking fund

Section 9. This ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

Passed the Town Council of the Town of Kirkland this 19 day of January,

1925

E. C. Mc Kibben
MAYOR

Approved by me this 19 day of January, 1925

E. C. Mc Kibben
MAYOR

STATE OF WASHINGTON)
COUNTY OF KING) SS

I, Ralph Sample, Town Clerk of the Town of Kirkland, do hereby certify that the within and foregoing is a true and correct copy of Ordinance NO. 242 of said Town, as the same appears on file in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Kirkland on this 19 day of January, 1925

Ralph Sample
Town Clerk of the Town of Kirkland.

(SEAL)