

ORDINANCE NO. 2044

AN ORDINANCE OF THE CITY OF KIRKLAND, WASHINGTON, DECLARING THE NECESSITY TO TAKE OR DAMAGE FOR PUBLIC USE CERTAIN PROPERTY WITHIN THE CITY OF KIRKLAND IN ORDER TO IMPROVE, EXTEND AND ESTABLISH CERTAIN STREETS AND STREET RIGHTS-OF-WAY NECESSARY TO THE IMPROVEMENT OF TRAFFIC CIRCULATION AND THE LESSENING OF TRAFFIC CONGESTION WITHIN SAID CITY.

Be It Ordained by the City Council of the City of Kirkland as follows:

Section 1. The City Council of the City of Kirkland finds that the taking and damaging of certain property hereinafter described is for a public use and is necessary to the inhabitants of the City of Kirkland, the improvement of traffic circulation, the lessening of traffic congestion and the access of fire and other emergency equipment into and within an area of the City rapidly changing from undeveloped low density single family residential use to high density multi-family.

Section 2. The property required to be appropriated, taken or damaged is as follows:

- A. For establishment and extension of the right-of-way of Fifth Street South from Kirkland Avenue to Seventh Avenue South:

PARCEL 1 - Tract 4, South Kirkland Acreage Tracts, per Plat records of King County, Washington

Right-of-way Required:

That portion of tract 4, South Kirkland Acreage Tracts bounded by a line described as follows: Beginning at the northeast corner of said tract 4, thence south along the east line of said tract 4, a distance of 210.81 feet; thence northwesterly 211.8 feet, more or less, to a point on the north line of said tract 4, said point lying 17.20 feet west of the northeast corner of said tract 4; thence east 17.20 feet to the point of beginning.

PARCEL 2 - Tract 5, South Kirkland Acreage Tracts less the south 140 feet, per Plat records of King County, Washington.

Right-of-way Required:

That portion of tract 5, South Kirkland Acreage Tracts bounded by a line described as follows: Beginning at the northwest corner of said tract 5; thence along the west line of said tract 5, a

PARCEL 2. (Cont)

distance of 325.3 feet, more or less, to a point 140 feet north of the south line of said tract 5; thence east along a line 140 feet north of and parallel to the south line of said tract 5, a distance of 59.44 feet; thence northwesterly a distance of 326.1 feet, more or less, to a point on the north line of said tract 5, said point lying 33.20 feet east of the northwest corner of said tract 5; thence west along the north line of said tract 5, a distance of 33.20 feet to the point of beginning.

PARCEL 3 - The south 140 feet of the west 135 feet of tract 5, South Kirkland Acreage Tracts, per Plat records of King County, Washington, less the west 95 feet of the north 15 feet .

Right-of-way Required:

That portion of tract 5, South Kirkland Acreage Tracts bounded by a line described as follows: Beginning at the southwest corner of said tract 5; thence north along the west line of said tract 5, a distance of 125.00 feet; thence east along a line 125.00 feet north of and parallel to the south line of said tract 5, a distance of 60.65 feet; thence southeasterly a distance of 125.4 feet, more or less, to a point on the south line of said tract 5, said point lying 70.78 feet east of the southwest corner of said tract 5; thence west 70.78 feet to the point of beginning.

PARCEL 4 - The west 95 feet of the north 15 feet of the south 140 feet of tract 5, South Kirkland Acreage Tracts, per Plat records, King County, Washington.

Right-of-way Required:

That portion of tract 5, South Kirkland Acreage Tracts bounded by a line described as follows: Beginning at a point on the west line of said tract 5, said point lying 125.00 feet north of the southwest corner of said tract 5; thence east on a line 125.00 feet north of and parallel to the south line of said tract 5, a distance of 60.65 feet; thence northwesterly a distance of 15.05 feet, more or less, to a point on a line 140 feet north of and parallel to the south line of said tract 5, said point lying 59.44 feet east of the west line of said tract 5; thence west on said line lying 140 feet north of the south line a distance of 59.44 feet to a point on the west line of said tract 5; thence south along the west line of said tract 5, a distance of 15.00 feet to the point of beginning.

PARCEL 5 - The north 20 feet of the west 85 feet of tract 8, South Kirkland Acreage Tracts, per Plat records of King County, Washington.

Right-of-way Required:

The west 50 feet of the north 20 feet of tract 8, South Kirkland Acreage tracts.

PARCEL 6 - The west 85 feet except the north 20 feet of the following: The west 374 feet of tract 8 and the north 3 feet of the west 374 feet of tract 9, South Kirkland Acreage Tracts, per Plat records of King County, Washington.

Right-of-way Required:

The following portions of tracts 8 and 9, South Kirkland Acreage Tracts: The west 50 feet of said tract 8, except the north 20 feet; together with the west 50 feet of the north 3 feet of said tract 9.

PARCEL 7 - The west 200 feet, less the north 3 feet, of tract 9, South Kirkland Acreage Tracts, per Plat records of King County

Right-of-way Required:

The west 50 feet of tract 9, South Kirkland Acreage Tracts, except the north 3 feet.

PARCEL 8 - Tract 10, South Kirkland Acreage Tracts, per Plat records, King County, less County road.

Right-of-way Required:

The west 50 feet of tract 10, South Kirkland Acreage Tracts.

PARCEL 9 - Tract 11, South Kirkland Acreage Tracts, per plat records of King County, less County roads

Right-of-way Required:

The west 50 feet of tract 11, South Kirkland Acreage Tracts, less deeded roads.

B. For widening of the right-of-way of Seventh Avenue South from Fifth Street South to Fourth Street South:

PARCEL 10 - The north 187 feet of tract 14, South

PARCEL 10 (Cont)

Kirkland Acreage Tracts, per Plat records of
King County, less the east 87.15

Right-of-way Required:

The north 10 feet of tract 14, South Kirkland Acreage Tracts, less the east 87.15 feet thereof.

PARCEL 11 - The east 87.15 feet of the north 187 feet
of tract 14, South Kirkland Acreage Tracts,
per Plat records of King County.

Right-of-way Required:

The north 10 feet of the east 87.15 feet of tract 14, South Kirkland Acreage Tracts.

PARCEL 12 - Tract 13, South Kirkland Acreage Tracts, per
Plat records of King County, less the south
138 feet and less the east 174 feet of the
south 75 feet of the north 325 feet

Right-of-way Required:

The north 10 feet of tract 13, South Kirkland Acreage Tracts.

PARCEL 13 - That portion of the north 100 feet of
tract 12, South Kirkland Acreage Tracts, per
Plat records of King County, lying west of a
line 170 feet west of the produced east line
of 5th Street South

Right-of-way Required:

That portion of the north 10 feet of tract 12, South Kirkland Acreage Tracts, lying west of a line 170 feet west of and parallel with the produced east line of 5th Street South said east line, as recorded in Crane and Dickey's Addition to Kirkland as the east line of Congregation-
alist Street.

PARCEL 14 - Tract 12, South Kirkland Acreage Tracts, per Plat
records of King County, less that portion of the
north 100 feet, lying west of a line parallel with
and 170 feet west of the east margin of 5th Street
South extended

Right-of-way Required:

That portion of the north 10 feet of tract 12, South Kirkland Acreage Tracts, lying between the following described lines: A line 50 feet east of and parallel with the east margin of the Fifth Street South extended; and a line 170 feet west of and parallel with the east margin of Fifth Street Extended; said east margin of Fifth street as recorded in Crane and Dickey's Addition to Kirkland as the east margin of Congregationist Street.

C. For extension of the right-of-way of Second Street South to Fifth Avenue South:

PARCEL 15- LOTS 13, 14 and 15, Block 2-Seattle Addition to Kirkland, per plat records of King County

Right-of-way Required:

Lot 15, Block 2, Seattle Addition to Kirkland, according to Plat records thereof, records of King County, Washington.

All of the above described property lies within Kirkland, King County, Washington and is situate in the northwest quarter of Section 8, Township 25 North, Range 5 E.W.M.

PARCEL 16- That portion of the NW 1/4 of Section 8, T 25N, Range 5 East, W.M. described as follows: beginning 140 ft. South and 15 feet East of the S.W. corner of Duncan's Addition to Kirkland, thence S. 112 feet, thence S. 112 feet; thence E. 431.25 feet, thence North 112 feet; thence west 431.25 feet to the point of beginning; less the east 200 feet of the north 92 feet.

Right-of-way Required:

The South 15 feet of the following described tract: That portion of the Northwest 1/4 of Section 8, Township 25N. Range 5 E.W.M beginning 140 feet south and 15 feet east of the S.W. corner of Duncan's Addition to Kirkland, thence South 112 feet; thence east 431.25 feet; thence North 112 feet thence west 431.25 feet to the point of beginning; less the east 200feet of the north 92 feet.

Compensation and damage awards for the acquisition of said property shall be paid from the general funds of the City of Kirkland.

Section 3. The City Manager is authorized and directed to immediately begin and prosecute actions and proceedings in the manner provided by law to purchase, condemn, take, damage, appropriate and otherwise acquire the lands and other property rights and privileges necessary to carry out the purposes of this ordinance.

Section 4. This ordinance shall be in force and take effect five days from and after its passage by the council and publication as required by law.

PASSED by the City Council at regular meeting on the 7th day of APRIL, 1969.

SIGNED in authentication thereof on the 7th day of APRIL, 1969.

William C. Woods
MAYOR

ATTEST:

Tom J. Larson
Director of Administration and Finance
(ex officio City Clerk)

Approved as to form:

Joseph E. Turner
City Attorney