

RESOLUTION NO. 41909

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KIRKLAND AS FOLLOWS:

THAT WHEREAS, the State of Washington proposes to build a highway to be known as Secondary State Highway No. 2-A, Mid Lakes to Kirkland, and has requested that certain property now part of the watershed area of the City of Kirkland be deeded to them for these highway purposes.

AND WHEREAS, the City Council of the City of Kirkland feels that the sum of \$16,100.00 offered by the State of Washington for said property adequately compensates the City of Kirkland in view of the public nature of the proposed use.

NOW THEREFORE, IT IS HEREBY RESOLVED AND DECLARED:

(1) That the Mayor and City Clerk be and they hereby are authorized to execute a Quit Claim Deed conveying to the State of Washington, the following described property:

A strip of land 250 feet wide, except as otherwise specified, being 125 feet wide on the Easterly side and 125 feet wide on the Westerly side of the center line survey of Secondary State Highway No. 2-A, Mid Lakes to Kirkland as surveyed over and across a tract of land to be hereinafter described and designated as Parcel "A", except that from H. E. Station 455.00, Northerly to H. E. Station 458.00, the said strip of land shall be 265 feet wide, being 125 feet wide on the Easterly side and 140 feet wide on the Westerly side of said center line survey, and except that from H. E. Station 458.00, Northerly, to H. E. Station 469.00, the said strip of land shall be 280 feet wide, being 140 feet wide on the Westerly side and 140 feet wide on the Easterly side of said center line survey, and except that from H. E. Station 469.00, Northerly to the Northerly property line, the said strip of land shall be 265 feet wide, being 125 feet wide on the Easterly side and 140 feet wide on the Westerly side of said center line survey.

The hereinbefore mentioned Parcel "A" is described as follows: The east half of the southeast quarter, Section 17, Township 25 North, Range 5 E.W.M., EXCEPT a portion thereof bounded as follows: Beginning at a point 305.6 feet north 1°02'30" west of the southwest corner of the southeast quarter of the southeast quarter of Section 17, Township 25 North, Range 5 E.W.M.; thence north 89°06'45" east, a distance of 450 feet, more or less; thence north 1°02'30" west a distance of 1087 feet, more or less; thence south 89°08'13" West, a distance

of 450 feet; more or less; thence south 1°02'30" east a distance of 1087.9 feet, more or less to the point of beginning; EXCEPT roads

The lands being herein conveyed contain an area of 16 acres, more or less, the specific details concerning all of which are to be found within that certain map of definite location now of record and on file in the office of the Director of Highways at Olympia and bearing date of approval July 1, 1952.

As an essential part of this transaction, the undersigned, as the owners of the above described Parcel "A", of which the lands herein conveyed are a part, do for themselves, their heirs, successors and assigns, sell, transfer, convey and relinquish to the State of Washington, its successors and assigns forever, all existing, future or potential easements of access, light, view and air, and all rights of ingress, egress and regress to, from and between the lands herein conveyed, including the highway or highways constructed or to be constructed thereon or along, and the remainder of said Parcel "A".

It is expressly intended that these covenants, burdens, and restrictions shall run with the land and shall forever bind the grantors, their heirs, successors or assigns, situate in the County of King, State of Washington.

(2) That the City of Kirkland reserves the right to remove the improvements from the lands herein conveyed, assuming all liabilities to persons and/or property connected with said removal, at any time until September 1, 1953; however, on said date, all improvements yet remaining upon or partially remaining upon said lands shall become the property of the State of Washington and all rights of the City of Kirkland herein to said improvements shall then cease and terminate.

Dated and passed this 6th day of July, 1953.



Mayor

Attest:



City Clerk

Approved as to form:

City Attorney

I hereby certify that the foregoing is a true and correct copy of a Resolution of the City of Kirkland and that the same was published or posted according to law, said Resolution being No. 419

and entitled "A Resolution as above."
 _____, City Clerk."