

RESOLUTION R 3296

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND AUTHORIZING THE MAYOR AND DIRECTOR OF ADMINISTRATION AND FINANCE TO SIGN ON BEHALF OF THE CITY OF KIRKLAND AN EASEMENT TO ADJUST THE EASEMENT RESERVED BY THE GRANTOR IN THAT CERTAIN CONVEYANCE TO THE CITY OF KIRKLAND RECORDED UNDER KING COUNTY RECORDING NO. 7907230239

Whereas, by Deed recorded under King County Recording No. 7907230239, the City of Kirkland acquired certain real property therein described subject to the following reservation:

"1. An easement over and across the North 10 feet of Lot 14B to be reserved in the grantor herein for the construction of a dock thereon solely for the use of the residences located upon Lots 13, 14, 15, 16 and 17 of said Court Commissioner's Plat, including the right to moor at said dock no more than one boat per residence, situated upon said lots."

And whereas, the beneficial owners of the reserved easement have requested an adjustment in the easement area to allow design for a "T" or "L" shaped pier; and

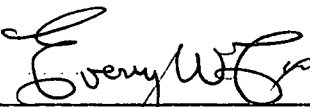
Whereas, acting solely in its proprietary capacity and without prejudice to any subsequent regulatory land use or shoreline decisions required to be made by the City with respect to permits and regulatory enforcement and administration as may be required for any pier or dock proposed to be constructed within said easement by the beneficial owners thereof; now, therefore,

Be it resolved by the City Council of the City of Kirkland as follows:


Section 1. The Mayor and Director of Administration and Finance are hereby authorized to sign on behalf of the City that certain easement agreement, copy of which is attached to the original of this Resolution and by this reference incorporated herein.

Passed by majority vote of the Kirkland City Council in regular, open meeting this 7th day of July, 1986.

signed in authentication thereof this 7th day of July, 1986.

  
MAYOR PRO TEM

ATTEST:

  
Director of Administration & Finance  
(ex officio City Clerk)

## EASEMENT

Whereas, by Deed recorded under King County Recording No. 7907230239, the City of Kirkland acquired certain real property therein described subject to the following reservation:

"1. An easement over and across the North 10 feet of Lot 14B to be reserved in the grantor herein for the construction of a dock thereon solely for the use of the residences located upon Lots 13, 14, 15, 16 and 17 of said Court Commissioner's Plat, including the right to moor at said dock no more than one boat per residence, situated upon said lots."

And whereas, the beneficial owners of the reserved easement have requested an adjustment in the easement area to allow design for a "T" or "L" shaped pier; and

Whereas, acting solely in its proprietary capacity and without prejudice to any subsequent regulatory land use or shoreline decisions required to be made by the City with respect to permits and regulatory enforcement and administration as may be required for any pier or dock proposed to be constructed within said easement by the beneficial owners thereof:

The City of Kirkland hereby grants to the beneficial owners of the dock easement reserved in paragraph 1 of that certain Deed recorded under King County Recording No. 7907230239 an easement subject to the restrictions and limitations set forth in said original reserved easement over the following portion of Lot 14B Superior Court Commissioner's Plat filed in King County Superior Court Cause No. 175301:

Commencing at the Northeasterly corner of said Lot 14B, thence South along the Easterly boundary of said lot 10 feet to the Southeasterly corner of that certain reserved easement described in document recorded under King County Recording No. 7907230239, thence Southwesterly along the South line of said reserved easement 300 feet to the True Point of Beginning of this easement; thence Southerly a distance of 10 feet along a line parallel to the East line of said Lot 14B, thence Southwesterly 8 feet along a line parallel to and 18 feet Southerly from the North line of said Lot 14B, thence Northwesterly 10 feet along a line parallel to the East line of said Lot 14B to a point of intersection with the South line of the reserved easement described in King County Recording No. 7907230239, thence Easterly along said South line 10 feet to the True Point of Beginning.

DATED this 14th day of July 1986.

CITY OF KIRKLAND

Every W Cox  
MAYOR Pro Tem

Tom J. Anderson  
DIRECTOR OF ADMINISTRATION  
& FINANCE

STATE OF WASHINGTON )  
  ) ss  
COUNTY OF KING        )

On this 14th day of July, 1986, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared EVERLY W. COX <sup>PRO TEM</sup> and TOM J. ANDERSON to me known to be the Mayor and Director of Administration and Finance respectively, of the City of Kirkland the municipal corporation that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said municipal corporation, for the uses and purposes therein mentioned, and on oath stated that they were authorized to execute the said instrument and that the seal affixed is the corporate seal of said municipal corporation.

WITNESS my hand and official seal hereto affixed the day and year first above written.

Janice Perry  
NOTARY PUBLIC in and for the  
State of Washington, residing  
in King County.  
My commission expires: 100186