

4/18/77
AHB/cw

Introduced by MIKE LOWRY

ORDINANCE NO. 3214 77-337.

AN ORDINANCE authorizing condemnation of certain property
for Cedar River Park - Stage I.

STATEMENT OF FACTS

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3 1. The Board of County Commissioners of King County, by Resolution
4 No. 34571, dated December 18, 1967, found and declared that it is necessary
5 for the public welfare and the benefit of the residents of King County that
6 a site be acquired in King County for Cedar River Park - Stage I.

7 2. The voters of King County on February 13, 1968, authorized the
8 issuance of General Obligation Bonds to acquire and construct public parks
9 and recreation facilities within King County.

10 3. The Board of County Commissioners had, by Resolution No. 29912,
11 adopted a Ten Year Program for Open Space Acquisition, and by Resolution
12 No. 35155, dated April 8, 1968, the Board did amend said program to include
13 all Forward Thrust acquisition proposals contained in Resolution No. 34571.

14 4. In order to implement said Amended Acquisition Plan, the King
15 County Parks Division prepared and submitted a Capital Improvement Program,
16 and on December 10, 1968, by Resolution No. 36420, the Board approved said
17 Improvement Program and authorized the Parks Division to proceed with its
18 implementation.

19 5. The Capital Improvement Program provides for the acquisition and
20 construction of Cedar River Park - Stage I.

21 6. Negotiations to acquire the subject property by purchase has
22 proved unsuccessful and it is therefore necessary that King County acquire
23 this property by condemnation.

24 7. The King County Council finds that the public health and welfare
25 demand the acquisition and construction of Cedar River Park - Stage I in
26 accordance with the Capital Improvement Program, and that certain property
27 and property rights be condemned, appropriated, taken and damaged as pro-
28 vided in this ordinance.

29 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

30 SECTION 1. The King County Council has deemed it necessary and in
31 the best interests of the citizens of King County that the lands herein-
32 after described, and other property rights and/or rights in property be
33 condemned, appropriated, taken and damaged for the purpose of constructing

1 and improving Cedar River Park - Stage I, subject to the making or paying
2 of just compensation to the owner thereof in the manner provided by law.

3 PAGUE - VICK - PARCEL 364232-1

4 That portion of Govt. Lot 2, and the NE 1/4 of the SE 1/4 of Sec-
5 tion 22 and of Govt. Lot 9 and the NW 1/4 of the SW 1/4 of the
6 Section 23, all in Township 23 North, Range 5 East, W.M., in King
7 County, Washington, described as follows:

8 Beginning at the intersection of the East line of said Sec. 22,
9 with the Northerly margin of the Columbia and Puget Sound Railway
10 right of way; thence Westerly along said Northerly margin to the
11 West line of Govt. Lot 2; thence North along said West line 592
12 feet, more or less, to Cedar River; thence North 85° East 159.72
13 feet; thence South 84° East 219.78 feet; thence South 42° East
14 151.14 feet; thence South 83° East 106.92 feet; thence North 45°
15 30' East 147.84 feet; thence North 52.48 feet; thence North 35°
16 East 369.60 feet; thence South 85°30' East 283.30 feet; thence
17 South 62° East 429 feet; thence South 1°15' East 554.40 feet;
18 thence South 20°40' West 526.68 feet to the Northerly margin of
19 the Columbia and Puget Sound Railway right of way; thence North
20 76°55' West along said Northerly margin 60 feet to the place of
21 beginning; TOGETHER WITH accretions thereto which have attached
22 by operation of law; EXCEPT a strip of land deeded to King County
23 for road by deed recorded under Auditor's File No. 820283; AND
24 EXCEPT any portion thereof lying Easterly of said deeded strip;
25 AND EXCEPT that portion thereof described as follows: Beginning
26 at the West 1/4 corner of said Sec. 23; thence North along the
27 West line of said Sec. 23, a distance of 496.59 feet; thence
28 South 80°15'00" East 197.10 feet, more or less, to the Westerly
29 line of abandoned road and the true point of beginning; thence
30 North 80°15'00" West 197.10 feet, more or less, to the West line
31 of said Sec. 23; thence North 80°15'00" West 145.40 feet; thence
32 North 15°00'53" East 534 feet, more or less, to the meander line
33 of Cedar River; thence Southeasterly along said meander line to
the Westerly line of abandoned road; thence South 17°16'00" East
along said Westerly line 271.68 feet; thence South 13°03'00"
East along said Westerly line 176.35 feet, more or less, to the
true point of beginning; AND EXCEPT that portion thereof de-
scribed as follows: A tract of land embracing a portion of Govt.
Lot 2 of Sec. 22 and a portion of Govt. Lot 9 of Sec. 23, all in
Twp 23 N., Rge 5 E., W.M., in King County, Washington, described
as follows:

Beginning at the 1/4 corner common to said Sec. 22 and 23; thence
North 0°20'10" East along the line common to said Govt. Lots and
to said Sections a distance of 496.59 feet; thence South 79°55'
50" East 197.10 feet, more or less, to the Westerly line of
abandoned County Road No. 1244 and the point of beginning; thence
North 79°55'50" West 197.10 feet, more or less, to said Sec. line;
thence continuing North 70°55'50" West 145.40 feet; thence South
14°18'07" West 406.78 feet to intersect a line 254.00 feet North-
erly of (measured at right angles to) and parallel with the
Northerly margin of the Columbia and Puget Sound Railway right of
way; thence South 75°41'53" East along said parallel line 363.46
feet to the Westerly margin of the J.E. Jones Road; thence North-
erly along the Westerly margin of the J.E. Jones Road and the
Westerly line of said abandoned County Road No. 1244 to the point
of beginning; AND EXCEPT that portion described as follows: That
portion of Govt. Lot 2, in Sec. 22, Twp 23 N., Rge 5 E., W.M.,
described as follows: Beginning at the East 1/4 corner of said
Sec. 22, and running thence North 0°20'10" East on the East line
of said Sec., a distance of 665.14 feet to the point of beginning;

1 thence North 79°55'50" West a distance of 211.55 feet, more or
2 less, to a fence; thence North 12°29'25" East to the meander
3 line of Cedar River; thence Southeasterly along said meander
4 line to the East line of said Sec. 22; thence South to the point
of beginning, together with any and all accretions. Situate in
the County of King, State of Washington.

5 SECTION 2. The King County Council determines that condemnation pro-
6 ceedings are hereby authorized to acquire property and property rights and/or
7 rights in property for the subject park project.

8 SECTION 3. The attorneys for King County are hereby authorized and
9 directed to begin and prosecute the proceedings provided by law to condemn,
10 take and appropriate the land and other property and property rights neces-
11 sary to carry out the provisions of this Ordinance.

12 INTRODUCED AND READ for the first time this 25th day of April,
13 1977.

14 PASSED at a regular meeting of the King County Council this 16th day
15 of May, 1977.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Mike Lowery
Chairman

ATTEST:
Janeth M. O'Connell
Deputy Clerk of the Council

24 APPROVED this 26th day of May, 1977.

John D. Spellman
JOHN D. SPELLMAN, King County Executive